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1994

AGENDA OF THE MEETING  
OF THE COUNCIL FOR THE  
CITY OF HAMILTON  
APRIL 26, 1994 -









MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1994 April 26  
7:30 o'clock p.m.  
Council Chambers, City Hall

J. J. Schatz  
City Clerk

AGENDA

1. *National Anthem*

2. *Opening Prayer*

Reverend L. J. Cowper  
St. Columba Presbyterian Church

3. *Proclamations:*

- (a) *Arbor Week - April 20th to May 8th, 1994 -*
- (b) *The Salvation Army Red Shield Month, May 1994*  
*- Major Anthony Barry, Campaign Director*
- (c) *Project Paradise/Arbor Week - April 29th to May 8th, 1994*  
*- David Chambers, Campaign Director*
- (d) *Elizabeth Fry Week - May 2nd to 8th, 1994*  
*Heather MacInnis, Coordinator of Volunteers*

4. *Retirement Certificate*

- *Kathy Kudrawec - Market Division - City Clerk's Office - 18 years of service*







5. *Minutes from the meeting held 1994 April 12.*
6. *Petitions and Correspondence*
7. *Reports of the Standing Committees*
  - (a) *Transport and Environment Committee*
  - (b) *Parks and Recreation Committee*
  - (c) *Planning and Development Committee*
  - (d) *Finance and Administration Committee*
  - (e) *Report of His Worship Mayor R. M. Morrow*
8. *Notices of Motion for Next Meeting*
9. *First Reading of the Bills*
10. *Second Reading of the Bills - Committee of the Whole*
11. *Third Reading of the Bills*
12. *Question Period*
13. *Adjournment.*







## MINUTES







1994 April 12

Minutes of Hamilton City Council  
Tuesday, 1994 April 12  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor Robert M. Morrow  
Alderman Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico.

Absent: Alderman H. Merling - family business  
Alderman D. Ross - other business

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

The Council meeting commenced with the playing of the National Anthem.

\* \* \* \* \*

Reverend Bruce Woods, Hamilton Christian Fellowship led Council in the Lords Prayer.

\* \* \* \* \*

Mayor R. Morrow presented a Certificate of Recognition to Mr. Ken Bennett who served on the Hamilton Historical Board.

\* \* \* \* \*

Mayor R. Morrow presented a Retirement Certificate to Margaret Pruden who was employed at Dundurn Castle, Culture and Recreation Department and retired after 23 years of service.

\* \* \* \* \*



1994 April 12

Mayor R. Morrow proclaimed the following:

- (a) Building Regulation Awareness Week - April 10-16, 1994.
- (b) National Citizenship Week - April 17-23, 1994.
- (c) Pitch-In-Week - April 18-24, 1994.
- (d) Camp Day Canada - April 27, 1994.

\* \* \* \* \*

The minutes of the meeting held 1994 March 29 were adopted as circulated.

<b>CORRESPONDENCE</b>
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1. Application dated 1994 March 31 from Seven Towers Non-Profit Family Day Care Inc., Hamilton, Ontario for a further modification to the established "C" (Urban Protected Residential, etc.) District regulations for property located at No. 44 Greendale Drive, Hamilton, Ontario.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and the Committee of the Whole be now considered in Committee of the Whole with Alderman D'Amico in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico.  
-15.

NAYS: -0.

**CARRIED.**



**PARKS AND RECREATION COMMITTEE - SEVENTH REPORT**

**Section 5 Re: Purchase Order for the supply and delivery of furniture at the West Mountain Arenas and Community Centre**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -13.

**NAYS:** Aldermen Kiss, Copps. -2. **CARRIED.**

\* \* \* \* \*

**Section 6 Re: Chedoke Golf Course - Food Services Concession - J. Kiriakopoulos changing contract period from 5 years to 1 year.**

It was moved by Alderman Copps and seconded by Alderman Wilson that Section 6 of the Seventh Report of the Parks and Recreation Committee for 1994 be amended by changing the contract period from five (5) years to one (1) year.

Recorded vote.

**YEAS:** Aldermen Cooke, Kiss, Agro, Drury, Copps, Wilson, Eisenberger. -7.

**NAYS:** Mayor Morrow, Aldermen McCulloch, Morelli, Agostino, Charters, Jackson, Anderson, D'Amico. -8. **LOST.**

\* \* \* \* \*

**Recorded vote on Section 6**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen McCulloch, Morelli, Agostino, Charters, Jackson, Anderson, D'Amico. -8.

**NAYS:** Aldermen Cooke, Kiss, Agro, Drury, Copps, Wilson, Eisenberger. -7. **CARRIED.**

\* \* \* \* \*

**Section 7 Re: King's Forest Golf Course - Food Services Concession - Carmen's Off-Premises Catering Ltd.**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -14.

**NAYS:** Alderman Copps. -1.

**CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - SIXTH REPORT**

**Section 5 Re: Heritage Permit - Former T. H. & B. Station - 36 Hunter St. E.**

Alderman Jackson declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Jackson owns property in the immediate area.

**FINANCE AND ADMINISTRATION COMMITTEE - SIXTH REPORT**

**Section 5 (c) Re: Mayor's Task Force on Downtown Issues and Renewal - visit relevant North American Cities**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -14.

**NAYS:** Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*



**Section 5 (e) Re: Mayor's Task Force on Downtown Issues and Renewal - Mayor write to downtown hotels to reassure them of City's support**

It was moved by Alderman Charters and seconded by Alderman Jackson that the following be added as Sub-section (e) of Section 5 of the SIXTH Report for 1994 of the Finance and Administration Committee as follows:

- (e) That the Mayor write to the downtown hotels to re-assure them of the City's support at all times and the Region be encouraged to do likewise.

**COMMITTEE OF THE WHOLE - FIFTH REPORT**

**Recorded vote on Report.**

**YEAS:** Mayor Morrow, Alderman Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Jackson, D'Amico. -10.

**NAYS:** Aldermen Cooke, Copps, Eisenberger, Charters, Anderson. -5.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Committee of the Whole, be adopted.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -15.

**NAYS:** -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

C-21.  
D-12, D-13, D-14.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico.  
-15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman D'Amico in the chair. (second reading).

C-21.  
D-12, D-13, D-14.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico.  
-15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted

C-21.  
D-12, D-13, D-14.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -15.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-21.  
D-12, D-13, D-14

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -15.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

City Council then adjourned at 9:10 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

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Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1994 April 12





**C O R R E S P O N D E N C E**





## **Correspondence:**

1. Letter dated 1994 April 13 from R. Scott Smith, Secretary to the Board, The Hamilton Harbour Commissioners respecting the Hamilton Harbour Commissioners' Cargo Rates Tariff By-law.

**Recommendation:**                      **Be Received.**

2. Letter dated 1994 April 19 from J. J. Schatz, City Clerk respecting an objection to an application under the Rental Housing Protection Act respecting property at 280 Weir Street North, Hamilton, Ontario. (previously distributed)

**Recommendation:**                      **Be Received.**

3. Application dated 1994 April 18 from John Lecluse in trust, c/o C. D. Halford, Hamilton, Ontario for a change in zoning from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District for lands located at the rear of No. 925 Main Street West, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

4. Application dated 1994 April 18 from Roy Gordon Smith, in trust, Hamilton, Ontario for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "1" and to the "C" (Urban Protected Residential, etc.) District regulations for Block "2", for property located at Nos. 1500 and 1502 Main Street East, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**





605 James St. N.  
Hamilton, Ontario, Canada  
L8L 1K1

Phone Numbers  
Hamilton 905-525-4330  
Inwats 1-800-263-2131

Fax Numbers  
Administration 905-528-6282  
General Office 905-528-6554



The Hamilton  
Harbour  
Commissioners

April 13, 1994

**DELIVERED BY HAND**

The Corporation of the City of Hamilton  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

**Attention: Mr. J. Schatz  
City Clerk**

Dear Sir,

**Re: The Hamilton Harbour Commissioners' Cargo Rates Tariff By-law**

The Hamilton Harbour Commissioners, at its Board meeting held April 6, 1994, approved a minor change to S.7(1) of the Hamilton Harbour Commissioners' Cargo Rates Tariff By-law. The amendment does not affect the intent or meaning of the By-law.

Enclosed are a copy of the original By-law (confirmed by Order-in-Council P.C.1990-1592) as well as the Board resolution respecting the amendment.

The amendment is served upon you pursuant to S.20(2) of the Hamilton Harbour Commissioners' Act.

Yours truly,  
**THE HAMILTON HARBOUR COMMISSIONERS**

R. Scott Smith  
Secretary to the Board

RSS:ah  
WP.126.RSS

Submitted for the consideration and approval of the Board was a memorandum respecting a minor change to the Hamilton Harbour Commissioners' Cargo Rates Tariff By-law.

After discussion,

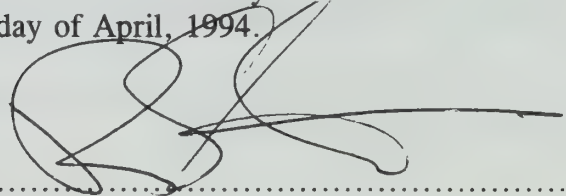
IT WAS MOVED BY Commissioner A. U. Oakie  
SECONDED BY Chairman D. M. Beattie

BE IT RESOLVED;

THAT the memorandum respecting minor changes to Section 7(1) of the Hamilton Harbour Commissioners' Cargo Rates Tariff By-law (appended hereto as Schedule "B") be approved and the By-law be amended accordingly.

I hereby certify the foregoing to be a true copy of a resolution of the Hamilton Harbour Commissioners, which was approved by the Board of Commissioners on April 6, 1994.

DATED as the City of Hamilton this 13th day of April, 1994.

A handwritten signature in black ink, appearing to be 'R. Scott Smith', written over a dotted line.

R. Scott Smith  
Secretary to the Board of Commissioners



## REPORTS



**REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **SEVENTH** Report for 1994 and respectfully recommends:

1.     (a)     That the existing "No Stopping Anytime" regulation on the west side of Kingsley Drive from Broker Drive to 300 feet southerly be removed and replaced with a "No Parking Anytime" regulation; and
- (b)     That a "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Broker Drive commencing at a point 379 feet west of Kingsley Drive and extending to a point 60 feet westerly therefrom; and
- (c)     That the City Traffic By-law 89-72 be amended accordingly.
2.     (a)     That the existing "No Parking" regulation on the east side of Courtland Avenue between Cranbrook Drive and Stone Church Road West be switched to the west side of the street; and
- (b)     That the City Traffic By-law 89-72 be amended accordingly.
3.     (a)     That the existing "No Parking, 8:30 a.m. to 5:00 p.m., Monday to Friday" regulation on the north side of Whitfield Avenue commencing at Birmingham Street and extending to a point 187 feet easterly therefrom, be replaced with a "No Stopping, 8:30 a.m. to 5:00 p.m., Monday to Friday" regulation; and
- (b)     That the City Traffic By-law 89-72 be amended accordingly.
4.     (a)     That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the south side of South Bend Road East between Upper James Street and West 5th Street; and
- (b)     That the City Traffic By-law 89-72 be amended accordingly.



5. (a) That the existing "No Parking" regulation on the north side of McElroy Road West between West 2nd Street and West 3rd Street be replaced with a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
6. (a) That the existing "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side of Leeming Street, commencing at a point 449 feet north of Cannon Street East and extending to a point 195 feet northerly therefrom be revised, such that the regulation is in effect from Monday to Friday; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
7. (a) That parking be allowed on the west side and prohibited on the east side of Birmingham Street between the C.N.R. tracks and the T.H.& B. tracks; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
8. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m, Monday to Friday" regulation be implemented on Columbia Drive on the west side between Bendamere Avenue and Hudson Court and on the east side between Bendamere Avenue and Verona Place; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
9. (a) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 8:00 p.m., Monday to Friday" regulation be implemented on the east side of Bayfield Avenue commencing at a point 273 feet north of McAnulty Boulevard and extending to a point 24 feet northerly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
10. (a) That a "No Stopping, Wheelchair Loading Only, 10:00 a.m. to 8:00 p.m., seven days a week" regulation be implemented on the east side of Wood Street West commencing at a point 74 feet south of Burlington Street West and extending to a point 24 feet southerly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.

11. (a) That a "No Stopping, Wheelchair Loading Zone Only, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of East 23rd Street commencing at a point 162 feet north of Queensdale Avenue East and extending to a point 19 feet northerly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
12. (a) That a "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Lake Avenue North commencing at a point 140 feet north of Delawana Drive and extending to a point 48 feet northerly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
13. That in accordance with the request by the Hamilton Street Railway Company, the following bus stop be relocated:  

Delete - Westbound	-	Jackson Street West, north side, 64.0 metres west of James Street South (M/B),
Add - Westbound	-	Jackson Street West, north side, 32.0 metres west of James Street South (F/S).
14. (a) That the existing "Snow Route" designation on Eleanor Avenue between Rymal Road East and Eaglewood Drive (south leg) be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
15. (a) That Schedules 25, 25A and 25B (Parking Time Limits) of the City Traffic By-law 89-72 be consolidated into one section; and  
(b) That Schedules 26 and 26A (No Parking Areas) of the City Traffic By-law be consolidated into one section.
16. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the north side of Maplewood Avenue, commencing at a point 190 feet west of Springer Avenue and extending 80 feet westerly be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.

17. That the Director of Traffic Services be authorized to issue, upon request, one Time Limit Exemption Permit to each of the first three eligible applicants residing in the apartment building at No. 53 Lorne Avenue.
18.
  - (a) That a "Permit Parking" regulation be implemented on the north side of Peter Street commencing at a point 231 feet west of Queen Street North and extending to a point 27 feet westerly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Pratt, 56 Peter Street; and
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
19. That the School Crossing Guard at Gemini Drive/Megna Court and Upper Paradise Road be removed.
20. That the application of the Boy Scouts/Girl Guides of Canada to temporarily close the following City Streets on Saturday 1994 May 28, from 8:00 o'clock a.m. to 11:30 o'clock a.m., for the annual Boy Scout/Girl Guide Parade be approved,

Locke Street from York Boulevard to Main Street  
MacNab Street from Main to Hunter  
Jackson Street from MacNab to City Hall parking lot

subject to the following conditions:

- (a) That approval from Regional Police Services be received;
- (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City and the Region of Hamilton-Wentworth as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
- (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
- (d) That all barricading be supplied by and at the expense of the applicant;
- (e) That temporary road closure signs be installed in advance by the City of Hamilton, Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services;



- (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request;
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
21. That the application of the Regional Municipality of Hamilton-Wentworth, to temporarily close the following City streets on Saturday 1994 July 23, from 9:00 o'clock a.m. to 10:00 o'clock p.m. and on Sunday 1994 July 24, from 9:00 o'clock a.m. to 8:00 o'clock p.m.

Bay Street North from Burlington to Guise  
MacNab Street North from Burlington to Guise  
James Street North from Burlington to Guise  
Hughson Street North from Burlington to Guise  
John Street North from Burlington to Guise  
Catharine Street North from Burlington to Guise  
Mary Street North from Burlington to Guise  
Ferguson Avenue North from Burlington to Guise  
Guise Street from Bay to Ferguson  
Wood Street from Bay to Burlington  
Brock Street from Mary to Hughson

for the annual Greater Hamilton Aquafest, be approved, provided;

- (a) That approval from the Regional Police Services be received;
- (b) That the applicant provide public liability insurance, naming the City of Hamilton as an added insured party with a provision for cross liability, and holding the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
- (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
- (d) That all barricading be supplied by and at the expense of the applicant;

- (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services and at the expense of the applicant;
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request;
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
22. That the application of D. A. Gerrard, agent for Dofasco Inc. (P.O. Box 2460 Hamilton, Ontario L8N 3J5) to install a fibre optic cable over the Beach Road, road allowance west of Ottawa Street North and a fibre optic cable over the Depew Street, road allowance north of Gertrude Street, be approved, subject to the following conditions:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That the Mayor and City Clerk be authorized to execute the agreement.
  - (c) The applicant pay a first year fee of \$252. for processing and registration and an annual fee of \$20.
23. That the request of Martin V. Ross, Solicitor for the owner of 183 Simcoe Street East, Hamilton, to rescind the encroachment agreement for 183-185 Simcoe Street East, approved by City Council 1988 September 27, be approved, provided that:
- (a) The Mayor and City Clerk be authorized to execute the documents in relation to the rescinding of this agreement.
24. (a) That the Encroachment Agreement for 95 MacNab Street North, registered as Instrument No. 231645 C.D., be discharged;
- (b) That the Mayor and City Clerk be authorized and directed to execute the discharge documents for the Encroachment Agreement, registered as Instrument No. 231645 C.D., in a form satisfactory to the City Solicitor.

25. That the applications to retain inadvertent encroachments at the locations as outlined in Appendix "A", attached hereto, be approved during the pleasure of City Council provided:
- (a) That the owners enter into agreements satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement.
  - (c) That the first year fees and subsequent annual fees as outlined in Appendix "A" be set for the encroachments.
26. (a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in;

**" ANCHOR ROAD INDUSTRIAL PARK ", Hamilton**

City's Share \$ 6,850.

Subdivider's Share \$228,776.

**" WISEMOUNT ESTATES - PHASE 4 ", Hamilton**

City's Share \$21,750.54

Subdivider's Share \$ 40,836.47

- i. That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Anchor Road Industrial Park", Hamilton and "Wisemount Estates - Phase 4", Hamilton, along with any other related documents for these Subdivisions subject to the approval of the City Solicitor.
  - ii. That approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.
  - iii. In the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing.
- (b) That additional funding in the amount of \$2,300. for the City's share of municipal services in "Agrigento Gardens" subdivision originally approved by City Council on 1992 August 25, be approved.



- (c) That the City's share for the costs of services in "Agrigento Gardens"(\$2,300.), "Anchor Road Industrial Park" (\$6,850.) and "Wisemount Estates - Phase 4" (\$21,750.54), be approved and the Finance and Administration Committee recommend the source of funding for these projects.
27. (a) That the existing lease between the City of Hamilton and W. Faulkner be terminated by the City upon 120 days written notice effective after City Council approval and that demolition of the structure located at 499 Charlton Avenue East take place upon the City receiving vacant possession and costs for the demolition be charged to Account No. CH5X921 00102 (Reserve for Property Purchases).
- (b) That the City Solicitor be authorized and directed to prepare the necessary Notice of Termination of the Lease.

28. That purchase orders be issued for the supply and delivery of Aggregates as and when required during 1994 by the Public Works Department tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and be financed through Stock Materials Account No. CH56197 60999, as follows:

Lakeview Sand & Gravel Ltd., Paris

Granular 'A'	\$ 7.40
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Cayuga Materials & Construction, Cayuga

Granular 'A'	7.25
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6.4mm Chips Washed	11.00
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Athlete Field Lime	13.50
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Redland Quarries, Dundas

6.4mm Chips Washed	10.40
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GST and PST extra where applicable. Prices per tonne, delivered.

29. That the application of G. Hymas to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, every Sunday and statutory holiday from 1994 May 1 to 1994 October 16, for a street market, be approved, subject to the following conditions:

- (a) That approval from Regional Police Services be received;

- (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City and the Region of Hamilton-Wentworth as added insureds, with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
  - (d) That all barricading be supplied by and at the expense of the applicant;
  - (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services at the expense of the applicant;
  - (f) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request;
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
30. (a) That the West Central Branch of the Ontario Ministry of the Environment and Energy (MOEE) be advised that the City of Hamilton has no objection to Philip Environmental Inc. receiving an amendment to their existing Provisional Certificate of Approval, No. A100140, for a Waste Disposal Site (Processing), located at 52 Imperial Street, Hamilton; provided that all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry of the Environment and Energy and that all applicable City by-laws are complied with fully;
- (b) That copy of this report and the corresponding City Council resolution be submitted to the West Central Branch of the Ministry of the Environment and Energy for their consideration in the preparation of the Provisional Certificate of Approval which would apply to the development and operation of the facility operated by Philip Environmental Inc.

31. (a) That the Director of Public Works be authorized to amend the City of Hamilton sidewalk trip hazard repair program to include a more aggressive approach to trip levelling through grinding, recognizing that 5 portable concrete grinders must be acquired at a total cost not to exceed \$20,000.
- (b) That those sidewalks as outlined in Appendix "B", attached hereto, be reconstructed in 1994 as a component of the Supplementary 1994 Road and Sidewalk Improvement Programme, pending approval of the City's application for Federal/Provincial Infrastructure funding.
32. That staff be authorized to pursue the tendering of contractor operated equipment for civic winter operations on a specified fee basis.
33. (a) That a traffic signal be installed at the east driveway of Lime Ridge Mall at Limeridge Road; and
- (b) That \$65,000. from Account No. CF5010 759351007, which was originally designated in 1993 for a traffic signal at Centennial and Arrowsmith, be reallocated for use in 1994 for a traffic signal at Lime Ridge Mall east exit to Limeridge Road; and
- (c) That \$7,000. from Account No. CF5010 759351007 be returned to the original source of funding; and
- (d) That Project CF5010 759243009, 1992 Installation of Traffic Signals, be declared closed and the remaining balance in that account be returned to the original source of funding.
34. That Special Event applications requesting permission for the sale or consumption of alcoholic beverages on road allowances within the City be considered for approval on a case-by-case basis by Committee and City Council.
35. That the request submitted by Mr. Harvey White, on behalf of Woolco/Walmart Department Store No. 6006 for an exemption from Noise By-law 79-292, be denied.



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36. That leave be granted to introduce the following Bills:

A-22 A By-law to Amend By-law No. 89-72 to Regulate Traffic

A-23 A By-law to Amend By-law No. 89-72 to Regulate Traffic

A-24 A By-law to Amend By-law No. 89-72 to Regulate Traffic

A-25 A By-law to Amend By-law No. 89-72 to Regulate Traffic

A-26 A By-law to Amend By-law No. 89-72 to Regulate Traffic

A-27 A By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1994 April 18**

Appendix "A" as referred to in  
Section 25 of the SEVENTH Report  
of the Transport and Environment  
Committee for 1994

<u>Location</u>	<u>Owner</u>	<u>Type of Encroachment</u>	<u>First Year/Annual</u>	<u>File Number</u>
183 Simcoe Street East	J. & P. D'Allesio	Concrete steps measuring 4.2' x 8.4' Portion of building measuring 28.0' x 1.7'	\$138/20.	T103-50-1100
173 Mary Street	J. Docherty	Wooden steps measuring 3.0' x .90'	\$112/20.	T103-50-1067
295 Hunter Street West	C. J. Gardiner	Frame stoop measuring .61' x 16.1' Front steps measuring 2.65' x 4.1'	\$112/20.	T103-50-1096
50 Clyde Street	I. & M. Sousa	Concrete steps measuring 1.65' x 3.9'	\$138/20.	T103-50-1094
113 Gertrude Street	H. & E. Tessier	Veranda measuring 18.9' x 1.75'	\$138/20.	T103-50-1102
26 Bruce Street	M. Robillard and L. Munro	Front steps measuring 1.8' x 5.6'	\$138/20.	T103-50-1103
254 St. Clair Avenue	L. & G. Varga	Planter box measuring 1.10m x 3.85m	\$138/20.	T103-50-944
28 Ray St. S.	N. Budgell	Portion of building measuring 7.8' x 1.1'	\$138/20.	T103-50-1106
192 Wood Street East	P. & T. Paulino	Portion of building measuring 2.52' x 5.02' Concrete stoop and steps measuring 4.5' x 5.02'	\$138/20.	T103-50-1081

Appendix "B" as referred to in  
Section 31 of the SEVENTH Report  
of the Transport and Environment  
Committee for 1994

City wide sidewalk reconstruction added to the Supplementary 1994 Road and Sidewalk  
Reconstruction Programme:

1.	North side of Baxter from Winston to Bowman	63 metres
2.	West side of Broadway from Main to Sussex	156 metres
3.	West side of Riflerange from Whitney to Iona	287 metres
4.	Both sides of Cathcart from Cannon to Rebecca	540 metres
5.	Both sides of Oak from Barton to Birge	430 metres
6.	East side of Stapleton from Beach to Burlington	220 metres
7.	West side of Reid from Central to Lucerne	212 metres
8.	Both sides of Summercrest - various locations	559 metres
9.	North side of Mohawk between Kenilworth and Mt. Brow	500 metres
10.	West side of Fielding Crescent	103 metres
11.	Both sides of Windrush	147 metres
12.	Both sides of East 9th from Fennell to Brucedale	255 metres
13.	South side of Fennell from Garth to West 5th	550 metres











## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **EIGHTH** Report for 1994 and respectfully recommends:

1. That the Hamilton & District Labour Council be granted permission to sell food and alcoholic beverages on the occasion of their Labour Day Parade and Picnic, to be held Monday, 1994 September 5, 12:00 o'clock noon to 5:00 o'clock p.m. at Dundurn Park Pavilion, subject to the following terms and conditions:
  - (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury, and \$5 million of Liquor Liability Insurance insured, naming the City as a co-insured with cross liability endorsement be provided.
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, clean-up, etc.).
  - (c) That alcoholic beverages be served in the confined area of the pavilion.
  - (d) That the applicant adhere to the regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
  - (e) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
2. That as required by Section 24 (1) of the Parks By-law No. 77-221, approval be given to the following organizations to sell beer at the noted park locations subject to the terms and conditions as outlined in Sub-sections (a) through (e).
  - Gourley Park Community - James MacDonald School Park - 1994 July 9 (rain date: 1994 July 16)
  - Hamilton Junior Chamber of Commerce - Globe Park - 1994 August 21
  - Pacesetters Women's Slo-Pitch - Globe Park - 1994 July 9 and July 10
  - Hamilton & District Slo-Pitch - Globe Park - 1994 May 14
  - Wentworth Adult Mixed Slo-Pitch - Globe Park - 1994 June 3 to June 5

- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance to be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement.
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.)
  - (c) That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board.
  - (d) That special duty officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (e) That the Concessionaire at Globe Park be contacted to make the necessary arrangements for the provision of food at that location.
3. That permission be granted to the St. Jean de Brebeuf High School Fishing Club to utilize Inch Park Pool from 1994 May 9 to May 13, to provide the opportunity for an Urban Fishing Program under the condition that proof of \$2 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided in advance of the event, naming the City as co-insured with a cross liability clause.
4. That permission be granted to the organizers of the Canadian Christian Festival to use Gore Park for lunch hour musical concerts being held 1994 June 11, 18, 23, 24 and 25, from 11:00 o'clock a.m. to 2:00 o'clock p.m. subject to the following terms and conditions:
- (a) That proof of \$3 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured with a cross liability endorsement.
  - (b) That the applicant assume responsibility for all labour-related charges associated with the event, (set-up, dismantling, clean-up, etc.).
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (d) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.

5. That approval be granted to Big "A" Amusement Ltd. to use Parkdale Park to host a fundraising event for the Queenston Parent/Child Drop In Centre 1994 July 12 to July 17, from 1:00 o'clock p.m. to 11:00 o'clock p.m., subject to the following terms and conditions:
  - (a) That insurance, in the amount of \$3 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
  - (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.
  - (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
  - (d) A Site Plan of Park to be submitted one month prior to event.
6.
  - (a) That the Hamilton Folk Arts Heritage Council be granted permission to host the Annual It's Your Festival, 1994 July 1 to July 3, in Gage Park, subject to the following terms and conditions:
    - i. That proof of \$3 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement.
    - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.)
    - iii. That special duty officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.
7. That the "Building Fund Foundation", established by City Council on 1988 November 8 to raise funds for the new Senior Citizens Centre (Sackville), be re-named "Senior Citizen Furnishing Fund" in conformance with the name change approved by the Senior Citizens Council for the City of Hamilton on 1992 March 12, and that donations received be spent only in conjunction with provision of furnishings and fixtures for the new centre as and when approved by the Seniors Council.



8. (a) That permission be granted to the Hamilton Wentworth Creative Arts Inc. to use Gore Park for the Buskingfest that is being held 1994 June 2 to June 5, from 12 o'clock noon to 8:00 o'clock p.m. and Commonwealth Square, 1994 June 4, from 8:00 o'clock p.m. to 12:00 o'clock midnight, subject to the following terms and conditions:
  - i. That proof of \$3 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, 30 days in advance of the event naming the City as co-insured with a cross liability endorsement.
  - ii. That the applicant assume responsibility for all labour related charges associated with the event, (set-up, dismantling, clean-up, etc.).
  - iii. That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - iv. That the event will be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
- (b) That permission be denied to Hamilton Wentworth Creative Arts. Inc. to use Gore Park to sell alcoholic beverages on the occasion of the First Annual Buskingfest that is being held 1994 June 2 to June 5 from 12 o'clock noon to 8:00 o'clock p.m.
9. (a) That the St. Demetrios Church, Hellenic Community of Hamilton be granted permission to sell food on the occasion of their Greek Festival, to be held 1994 July 26 to August 1, 12:00 o'clock noon to 12:00 o'clock midnight at Victoria Park, subject to the following terms and conditions:
  - i. That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury and \$5 million liquor liability insurance, naming the City as co-insured with a cross liability clause be provided.
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, clean-up, etc.).
  - iii. That the applicant adhere to the regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.

- iv. That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - v. That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.
- (b) That the request to sell alcoholic beverages on City property (viz. Victoria Park Tennis Courts) on that occasion be denied.
- 10. That permission be granted to waive the rental fees for the Hamilton Seniors Games, Shuffleboard Tournament to be held 1994 May 28 at Coronation Arena.
- 11. That approval, as required by Section 26 of the Fireworks By-Law No. 90-198, be given to the Kirkendall Recreation Association to hold a "Family Style" Fireworks Display on City property, Highlands Gardens (Reservoir Park), located on Hillcrest and Mountain Avenue on 1994 May 23, subject to the following terms and conditions:
  - (a) That proof of \$5 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, at least 20 days in advance, naming the Corporation of the City of Hamilton as named insured with a cross liability endorsement.
  - (b) That the Kirkendall Recreation Association agree to indemnify the Corporation of the City of Hamilton for any bodily injury or property damage caused by the fireworks display.
  - (c) That Kirdendall Recreation Association comply with all sections of By-law No. 90-198.
- 12. That permission be granted to the Dragon Boat Races International Inc. to use Harbourfront Park and Pier-4 Park for the Dragon Boat Racing Competition to be staged on 1994 June 18 and June 19 from 10:00 o'clock a.m. to 6:00 o'clock p.m., subject to the following conditions:
  - (a) That proof of the following insurance be provided and submitted thirty (30 ) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause and satisfactory to the City Solicitor:
    - i. Comprehensive General Liability in the amount of \$5 million per occurrence including various hazards, satisfactory to the City.
    - ii. Owned and Non-Owned Watercraft Liability to a minimum of \$5 million per occurrence.

- iii. Garage Liability in the amount of \$5 million per occurrence.
  - iv. Tenant Legal Liability in the amount of \$5 million per occurrence.
  - (b) That insurance, in the amount of \$5 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
  - (c) That Dragon Boat Races International enter into a Licence Agreement satisfactory to the City Solicitor.
  - (d) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (e) That the application notify and adhere to the regulations of the Hamilton Harbour Commission.
  - (f) Event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promotion events.
  - (g) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to committee.
13. (a) That in consultation with CUPE Local 5 and affected golf course personnel, staff commit to achieving an expenditure reduction of up to \$20,000. for King's Forest and \$30,000. for Chedoke by means of attrition and/or posting out as per the collective agreement to existing vacancies within the Public Works Department, Parks Division, as soon as practical and that upon becoming vacant said positions be declared redundant.
- (b) That in consultation with CUPE Local 5 and the affected Stadium Maintenance personnel, staff commit to achieving an expenditure reduction of up to \$10,000. - Stadium Maintenance, by means of attrition and/or posting out as per the collective agreement to an existing vacancy within the Public Works Department, Parks Division, as soon as practical and that upon becoming vacant said position be declared redundant.
- (c) That current budget expenditure reductions in the amount of \$10,000. for King's Forest and \$10,000. for Chedoke be projected for the 1994 maintenance program due to a staff scheduling change from a five to seven day operation resulting in less overtime.
- (d) That further maintenance expenditure reductions associated with janitorial services and utility charges being borne by the food/beverage concessionaires be confirmed at the end of the 1994 golf season with current budget adjustments made accordingly.



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- (e) That staff be directed to undertake a detailed analysis of golf course operations for the purpose of recommending further expenditure reductions, resulting from capital improvements and other operational changes, revenue generating opportunities, administrative structure and a time frame for the implementation of these proposals.
- 14.
- (a) That an Authority to Enter Agreement be entered into with the Region to allow the construction of accessible male and female washrooms under the lookout structure constructed over the combined sewer overflow tank pumping station located within Harbourfront Park.
  - (b) That the washroom facilities be constructed by the City in a manner which does not adversely affect the operation of the pumping station with the final plans for the washrooms subject to approval of the Commissioner of Transportation/Environmental Services and the Director of Public Works.
  - (c) That the upset cost estimate for design and construction of the washrooms is \$45,100. excluding GST and the funding for this component be taken from the T. B. McQuesten Park Development (1992-2000) (CF5200 629254005) Capital Funds Account.
  - (d) That a contract be awarded to Harm Schilthuis and Sons Ltd. at an upset limit of \$45,100. plus GST for the construction of the washrooms as they are presently under contract to the Region for design/construction of the curtain wall under the curved portion of the lookout.
  - (e) That City staff be directed to negotiate a long term lease agreement with the Region for the proposed washroom facility based on nominal lease costs and prorated utility costs, with the final agreement brought to Committee for approval.
  - (f) That the Mayor and the City Clerk be authorized and directed to execute the Authority to Enter Agreement to permit the construction of the washrooms.
  - (g) That the City Solicitor be authorized to apply to the Ontario Municipal Board for approval to transfer funds in the amount of \$45,100. plus GST from T. B. McQuesten Park to Harbourfront Park - Washroom Facility and to revise the appropriate by-laws as necessary.



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15. That Mr. Donald Taylor be given authorization to paint a "Multi-Cultural Mural" on the outdoor tennis court at Victoria Park subject to consultation with the Director of the Public Works Department on materials to be used and application procedures.

NOTE: A copy of Mr. Taylor's proposal as presented to the Parks and Recreation Committee is available from the Committee Secretary.

16. (a) That the City provide the Ontario Special Olympics Spring Games with two portable bleachers to be used for the Special Olympics to be held at McMaster University Track and Field on 1994 May 4 and May 5; and,
- (b) That the normal charges for the bleachers and the associated delivery, set-up and pick-up charges totalling \$2,420., be waived.
17. That Maurice C. Carter Holdings Ltd. be required to pay, at the appropriate time, a 5% cash payment in lieu of parkland dedication with respect to the development known as the "Carter Square" on Cannon Street, Elgin Street and Ferguson Avenue.

**Respectfully Submitted,**

**Kevin C. Christenson**  
**Secretary**

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

**1994 April 19**







1994 April 26

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SEVENTH** Report for 1994 and respectfully recommends:

1. That Zoning Application ZAR-94-05, Tinh Vuu, owner, requesting a modification to the existing "H" (Community Shopping and Commercial, etc.) District regulations to permit live entertainment (live music) in conjunction with the existing restaurant/tavern for lands at 650 Barton Street East, as shown on the attached map marked as Appendix "A" be denied on the following basis:
  - (a) The "H" Districts are generally applied to strip commercial areas located at the periphery of residential neighbourhoods. Due to the proximity of these commercial strips to residential areas, uses which may have adverse spillover effects, such as live entertainment, are not permitted. In this regard, the proposal conflicts with the intent of the Zoning By-law, with regard to the prohibition of live entertainment in the "H" (Community Shopping and Commercial, etc.) Districts;
  - (b) The proposal would be incompatible with adjacent residential uses, given the potential for adverse spillover effects (ie. excessive noise, loitering, littering, etc.); and,
  - (c) Approval of this application may encourage other similar applications, which, if approved, would undermine the intent and purpose of the Zoning By-law.
2. (a) That in accordance with the provisions of the City's Ground Lease to First Phase Civic Square Limited, that the City, as Lessor, grant its approval to a Second Mortgage of the Ground Lease being made by First Phase, as borrower, to Royal Trust Corporation of Canada for 15 million dollars at an interest rate of 8.875% for a term of ten years, subject to the following conditions:

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- (i) That the Mortgage is subject to the rights of the City as Lessor under the Ground Lease dated 1970 October 30 entered into between the City as Lessor and First Phase Civic Square Limited as Lessee;
  - (ii) That the 15 million dollar Mortgage shall be a Second Mortgage in favour of Royal Trust Corporation of Canada, trustee for the Standard Life Assurance Company;
  - (iii) That Royal Trust Corporation of Canada and First Phase Civic Square Limited enter into a Consent to Mortgage Agreement with the City in the City's Standard Lloyd D. Jackson Square Mortgage Approval form;
  - (iv) That the Mayor and City Clerk be hereby authorized to execute the Consent to Mortgage Agreement in a form satisfactory to the City Solicitor. The Consent to Mortgage Agreement shall be registered on title to the premises by First Phase Civic Square Limited.
  - (v) That Royal Trust Corporation of Canada execute and deliver its Undertaking to the City to abide by the obligations of First Phase Civic Square Limited under the Hotel Interface Agreement (dated as of 1984 July 30).
- (b) That a Certificate of Compliance with the Ground Lease be issued by the City as Lessor to the Lessee's Mortgage company, the Royal Trust Corporation of Canada.
3. That 90074 Ontario Inc. (Terry Yates, President) be authorized to include the City owned lands located on the northerly limit of Regina Drive, being part of 1477 Upper James Street, Hamilton, more specifically designated as Parts 1 and 4 on Plan 62R-12942, in their application for the rezoning of their own lands and registration of the same lands into the Land Registry System.
4. That a purchase order be issued to Oakridge Landscape Contractors Ltd., Hamilton, to provide final lot grading and sodding as and when required during 1994 in various subdivisions, being the lowest of five quotations received in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and be financed through Lot Grading Deficiencies Subdivisions Account No. PR53700090.

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5. That the City of Hamilton accept the sum of \$5,520. as a cash payment in lieu of the 5% land dedication in connection with Wisemount Estates - Phase 4, Hamilton, being the cash payment required under Section 51 of the Planning Act.

The lands of Wisemount Estates - Phase 4 are located south of Mohawk Road and west of Upper Kenilworth Avenue in the Lisgar Neighbourhood.

6. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of three hundred and twenty-one dollars (\$321.) be approved for Maria Sousa, 25 Oxford Street, Hamilton. The interest rate will be 8% amortized over two years.
7. That the Building Commissioner be authorized to issue a demolition permit for 88 Ward Avenue.
8.
  - (a) That the Minister of Environment and Energy's recommendations on the Niagara Escarpment Plan 5 Year Review be endorsed with the exception of the Recommendation 5.2.5.1. which prohibits municipal official plans from including more restrictive policies in their plans than those of the Niagara Escarpment Plan.
  - (b) That the City of Hamilton supports the Niagara Escarpment Commission's Amendment to the Niagara Escarpment Plan and the Hearing Officers endorsement of the Amendment to allow municipalities to include more restrictive policies in their official plans provided they do not conflict with the intent of the Niagara Escarpment Plan (NEP);
  - (c) That the City Clerk be requested to forward City Council's decision and the Committee report to the Clerk of the Executive Council.

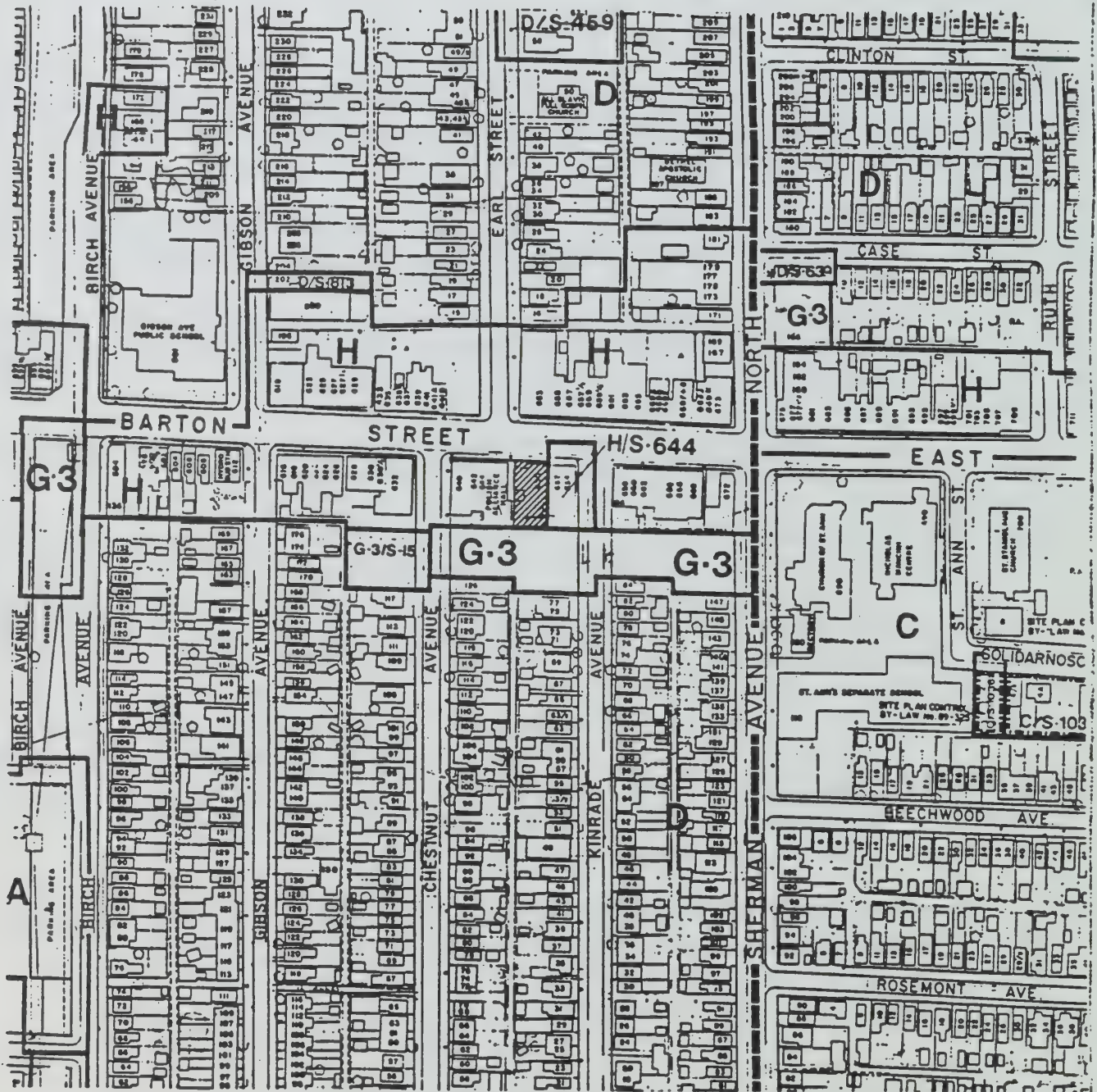
**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT  
COMMITTEE**

Tina Agnello  
Secretary  
1994 April 20



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**Legend**



Site of the Application



ZAR-94-05







1994 April 26

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SEVENTH** Report for 1994 and respectfully recommends:

1. (a) That approval be granted to the Planning and Development Department to use the west end of the second floor foyer at City Hall from 1994 May 1-15 to set up a display highlighting the progress of implementing Vision 2020: The Sustainable Region which describes in broad terms, the type of community Hamilton-Wentworth could be in the year 2020; and,  
  
(b) That approval be granted to the Planning and Development Department to park the Hamilton Street Railway Nature Bus and an Ontario Ministry of Environment and Energy Emergency Response Unit on the City Hall Forecourt on Saturday, 1994 June 11 from 8:30 a.m. to 5:00 p.m. in conjunction with the Annual Sustainable Community Day; and,  
  
(c) That the City Clerk be given the authority to approve of a similar use in future years provided it does not interfere with any other activity.
2. (a) That approval be granted to Messrs. Reardon and Shaughnessy to use the City Hall forecourt from 8:00 a.m. to 8:30 a.m. on Friday, 1994 June 3 for the purposes of holding a send off ceremony for the Miles for Smiles Cycling Event to raise funds for the Good Shepherd Centre and the Salvation Army; and,  
  
(b) That the City Clerk be given the authority to approve of a similar use in future years provided it does not interfere with any other activity.
3. (a) That approval be granted to the Fly the Flag Committee to use the City Hall forecourt on Saturday, 1994 May 14 from 11:00 a.m. to 2:00 p.m. to celebrate Fly the Flag Day; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.

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4. That the Mayor and a maximum of six (6) Aldermen be authorized to attend the 57th Annual Conference of the Federation of Canadian Municipalities to be held in Winnipeg, Manitoba on 1994 June 5-8.
5. That as referred to in Section 26 of the Seventh Report for 1994 of the Transport and Environment Committee, that the City's share of services in the following subdivisions:
  - (a) Anchor Road Industrial Park at a cost of \$6,850.; and,
  - (b) Wisemount Estates - Phase 4 at a cost of \$21,750.54; and,
  - (c) Agrigento Gardens at a cost of \$2,300.,for a total of \$30,900.54, be financed from Centre No. CH 00107 - "Reserve for Services Through Unsubdivided Lands".
6.
  - (a) For the information of the members of City Council, the Finance and Administration Committee have appointed Raffaella Brugnano as a citizen member of the Keep Hamilton Clean Committee for a term to expire 1996 December 31; and,
  - (b) Have directed that the City Clerk advertise in the local newspaper for the three existing vacancies on the Keep Hamilton Clean Committee.
7.
  - (a) That the City participate as a Sponsor along with McMaster University and others, for the events of the Environment and Economy Excellence Week being held 1994 May 1 - 6, with a contribution of \$1,000.; and,
  - (b) That funding for this expenditure be charged to the Special Civic Receptions and Delegation Hosting Account CH 55314 84010.



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8. That the following list of Municipal Carparks be approved for sale by the City through the usual process of property dispositions by way of the Property Department:
  - (a) 897 Barton Street - Municipal Carpark Number 54 - Number of spaces - 12
  - (b) 1368 Barton Street - Municipal Carpark Number 58 - Number of spaces - 22
  - (c) 195 Parkdale Avenue North - Municipal Carpark Number 63 - Number of spaces - 22
  - (d) Barton and Grosvenor (east side) - Municipal Carpark Number 39A - Number of spaces - 22
  - (e) Barton and Sherman (between Sherman and Kinrade) - Municipal Carpark Number 12 - Number of spaces - 35
  - (f) Wentworth and Century - Municipal Carpark Number 60 - Number of spaces - 20
9. (a) That the following proposed list of potential Street Vendors locations be approved:
  - (i) In front of Jarvis Square, near Clock Tower, King Street East
  - (ii) north-east corner Ferguson Avenue and King Street East
  - (iii) south-east corner Catharine and King Street East
  - (iv) south-west corner John and King Street East
  - (v) south-west corner James Street and King Street West (2 vendors)
  - (vi) Stelco Tower (north-side King Street West) (2 vendors)
  - (vii) Standard Life Building (north-side King Street West) (2 vendors)
  - (viii) City hall Forecourt
  - (ix) Courthouse (between Hughson and John Street South) (2 vendors)
  - (x) Ottawa Street North and Dunsmure (at YWCA) south-east corner
  - (xi) Victoria Avenue North and Barton Street East north-west corner
  - (xii) James Street North and Wilson north-east corner
  - (xiii) James Street South and King Street south-east corner (Royal Bank)
  - (xiv) Forest Avenue and James Street South south-east corner
  - (xv) Mountain Park Avenue (along the brow behind Henderson Hospital); and,
- (b) That an Evaluation Criteria, which will be used in the request for proposals package, attached herewith and marked Appendix "A", be approved; and,

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- (c) That the administration of the Street Vendors Program be assigned to the Streets Division, Department of Public Works; and,
  - (d) That a five (5) member Selection Committee be appointed; and,
  - (e) That the Regional Municipality of Hamilton-Wentworth be requested to consider the issue of Street Vending on Regional road allowances; and,
  - (f) That By-law 85-66 as amended, be repealed, subject to the five existing street vending permits currently in force which would continue on the same terms and conditions until expiry of the current agreements, and which may be renewed by Council on the terms it directs.
10. (a) That, as a result of the Women's Safety Audit Project, co-ordinated by the Hamilton Status of Women Sub-Committee, in lieu of the establishment of a Safe City Committee, that the following actions be undertaken:
- (i) That affected municipal departments and agencies be directed to identify outstanding issues of concern, the details of required improvements, potential associated costs, and budget implications, and report on these matters to the Chief Administrative Officer; and,
  - (ii) That the Status of Women Sub-Committee be requested to prioritize the relative importance of outstanding improvements required, in order that an implementation schedule and any necessary revisions to budgets may be developed; and,
  - (iii) That Staff of affected municipal departments and agencies be required to provide a report to the Chief Administrative Officer every six months, concerning the implementation of Safety Audit recommendations, which will be forwarded to the Status of Women Sub-Committee and the Finance and Administration Committee; and,
- (b) That the Hamilton-Wentworth Regional Police be requested to:
- (i) Continue monitoring all domestic related violence and compiling a monthly report for the Ministry of the Solicitor General, by means of the Family Crisis Unit; and,
  - (ii) Place greater priority within Neighbourhood Watch Programs on the issue of violence against women; and,

1994 April 26

- (c) That the City identify private property owners on whose lands factors of concern were identified in the Safety Audit; and convey these concerns to the owners, requesting their co-operation in improving safety; and,
  - (d) That the Chief Administrative Officer contact the Hamilton Safety Council to determine if it can expand its mandate to include issues of Women's Safety.
- 11.
- (a) That the Draft Terms of Reference for the Operational Review of the Information Systems Department, as presented to the Finance and Administration Committee and available from the Secretary, be received and forwarded to the Study Steering Committee; and,
  - (b) That the Draft Terms of Reference be forwarded via Regional Council to the Administrative Services Committee for their information; and,
  - (c) That the Manager of Purchasing be authorized to issue a Request for Proposals to Consulting firms for the Operations Review after the Steering Committee has approved of the Terms of Reference for the Study; and,
  - (d) That the estimated cost of the Operations Review (\$100,000.) be shared equally between the City of Hamilton and the Region of Hamilton-Wentworth; and,
  - (e) That the City's share of \$50,000. be financed from Account CH 56926-24010 (Comprehensive Audit).
12. That funds be allocated from the Reserve for Replacement of Mobile Equipment for the replacement of Fire Department vehicles in 1994, in the estimated cost of \$54,000.
- 13.
- (a) That the request from the Hamilton & District Labour Council to purchase an advertisement (message from the Mayor and Members of Council) in the upcoming 1994 Inaugural Yearbook for the Hamilton Labour Council, be approved at a cost not to exceed \$400.; and,
  - (b) That funds for this expenditure be derived from the Advertising and Promotion Account CH 56302 12000.



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14. That the City of Hamilton settle Ontario Court (General Division) Action No. 23544/90 on the following terms:
  - (a) That the City pay to the Plaintiffs Danielle Gylland and Carol-Anne Gylland, \$4,586., inclusive of all damages, costs, disbursements and interest; and,
  - (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That the Plaintiffs be required to dismiss Ontario Court (General Division) Action No. 23544/90 as against the Corporation of the City of Hamilton without costs, and that all crossclaims, Third Party Claims and Fourth Party Claims be dismissed without costs.
15.
  - (a) That the City resolve Ontario Court (General Division) Action No. 38716/92 by the payment to the Plaintiffs, Alana and Anthony Patrick Botsford of the sum of \$6,800. inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action No. 38716/92 dismissed without costs.
16.
  - (a) That the City resolve Ontario Court (General Division) Action No. 37576/92 by the payment to the Plaintiffs, Timothy, Lisa, Danielle and Adam Tuck the sum of \$25,756.11 inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor and to obtain Court approval of the infant portion of the settlement; and,
  - (c) That the action be dismissed without costs.



1994 April 26

17. (a) That the cost of \$34,000. to complete a report on the Implementation Plan for Amalgamation of the Law and Legal Services Departments, Clerks' Departments, and Treasury and Finance Departments be cost shared equally between the City and the Region; and,
  - (b) That the City's share of the cost in the amount of \$17,000. be funded from the Reserve for Contingency Centre 00115; and,
  - (c) That Regional Council be requested to share in the cost of completing the Implementation Plan in the amount of \$17,000.
18. That leave be granted to introduce the following Bill:
    - D-15 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 April 21**

**Street Vendors Program**  
**Evaluation of the Proposals**

Appendix "A" referred  
to in Section 9(b) of the  
SEVENTH Report of the  
Finance and Administration  
Committee for 1994.

**The Evaluation Criteria**

The Request For Proposals outlines the broad specifications for the proposed contract. In general terms, the proposals received will be evaluated against how well they meet the stated specifications. All proposals received in response to the RFP shall be evaluated.

The criteria used for assessing the proposals will be, but not necessarily in the order stated:

- 1)     **Quality of Proposal**
  - completeness of Proposal Form
  - professionalism
  - complies with submission instructions
- 2)     **The fee for right to sell at site.**
- 3)     **Capacity to perform**
  - financial capacity
  - related experience
  - knowledge of local market conditions
  - ability to comply with City Insurance Standards and all licences and permits
  - appropriateness of the goods proposed to be sold in relationship to adjacent businesses or other street vendors
  - proponent's proposal (goods or food to be sold) does not conflict with adjacent businesses within 300 feet.
- 4)     **Location Standards**
  - proponents consideration to public safety, vehicular safety and commercial ambiance of the street
  - creation of a map designating proposed vending location within selected site
- 5)     **Types of goods sold and suggested prices**
- 6)     **Operational Plan**
  - proposed daily service hours

- 2 -

7) Uniform Cart Designs

- ability to meet specifications and guidelines for cart designs
- attractive to street
- colourful
- imaginative
- durable
- readily movable by vendor
- food cart complies with all health regulations for products proposed for sale
- photograph and/or conceptual drawing of the cart

In considering the information contained herein bidders should note that, in soliciting a response, the City of Hamilton desires to receive proposals that are imaginative and reflect the skills and ability of the bidder.









1994 April 26

**REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Mayor presents his **FOURTH** Report for 1994 and respectfully recommends:

1. (a) That in support of the Report by the Commission on Systemic Racism in the Justice System, that letters be sent to the Solicitor General and the Attorney General condemning systemic racism existing in the justice system; and further,
- (b) That the Solicitor General and Attorney General direct their staffs to refer offenders in appropriate proportions (aboriginal, ethnic and visible minorities) to the presently under-utilized services of the John Howard Society and other similar service groups.

**RESPECTFULLY SUBMITTED,**

**ROBERT M. MORROW  
MAYOR**

**Susan K. Reeder  
Acting Secretary  
1994 March 28**





**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, 1994 APRIL 26  
7:30 O'CLOCK P.M.  
COUNCIL CHAMBER, CITY HALL**

**B I L L S**

1994 APRIL 26



BY-LAW NO. 94 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Section 36 (No Parking Areas) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

"36(1) No person shall park any vehicle upon any of the highways or parts of highways indicated in Schedule 26 during any of the times or days specified therein provided suitable signs are erected and maintained".

2. Schedule 26, 26A and 26B (No Parking Areas) are hereby deleted in their entireties and replaced by Schedule "A" attached to this By-law.

3. Schedule "A" attached to this By-law shall be Schedule 26 to the said By-law 89-72.

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR

**NOTE:** A copy of Schedule "A" referred to above has been provided to the members of City Council. Additional copies of this Schedule are available from the Secretary of the Transport and Environment Committee.

BY-LAW NO. 94 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Section 36 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

"36(1) No person shall park any vehicle upon any of the highways or parts of highways indicated in Schedule 26 during any of the times or days specified therein provided suitable signs are erected and maintained".

2. **Schedule 26, 26A and 26B (No Parking Areas)** are hereby deleted in their entireties and replaced by **Schedule "A"** attached to this By-law.

3. **Schedule "A"** attached to this By-law shall be **Schedule 26** to the said By-law 89-72.

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR



BY-LAW NO. 94 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Section 36 (No Parking Areas) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

"36(1) No person shall park any vehicle upon any of the highways or parts of highways indicated in Schedule 26 during any of the times or days specified therein provided suitable signs are erected and maintained".

2. Schedule 26, 26A and 26B (No Parking Areas) are hereby deleted in their entireties and replaced by Schedule "A" attached to this By-law.

3. Schedule "A" attached to this By-law shall be Schedule 26 to the said By-law 89-72.

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR

## BY-LAW NO. 94 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:-

(a) by deleting from **Section A (No Parking Anytime)** the following items, namely:-

"Courtland	East	Stone Church to Cranbrook
McElroy	North	West 2nd to West 3rd
Birmingham	East	T.H.&B. Tracks to 140 ft. northerly"

and by adding thereto the following items, namely:-

"Courtland	West	Stone Church to Cranbrook
Birmingham	East	C.N.R. Tracks to T.H.&B. Tracks".

(b) by deleting from **Section C (No Parking 7:00 am - 6:00 pm, Monday to Saturday)** the following item, namely:-

"Leeming	East	from 449 ft. north of Cannon to 195 ft. northerly".
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2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following item, namely:-

"Peter	North	commencing at a point 231 feet west of Queen to a point 27 feet westerly therefrom	Anytime".
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3. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"Birmingham Street	West	East
Beach Road to T.H.&B. Tracks		

and by deleting therefrom the following item, namely:-

"Birmingham Street	West	East".
Beach Road to C.N.R. Tracks		

4. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 14 (One Hour Limit)** the following items, namely:-

"South Bend	South	Upper James to West 5th
McElroy	North	West 2nd to West 3rd
Columbia	West	Bendamere to Hudson
Columbia	East	Bendamere to Verona".

5. **Schedule 37 (Snow Routes)** is hereby amended by deleting therefrom the following item, namely:-

"Eleanor                      Both                      Stone Church                      Rymal".

and by adding thereto the following item, namely:-

"Eleanor                      Both                      Stone Church                      Eaglewood (south leg)".

6. **Schedule 26A (No Parking Areas)** is hereby amended:

(a) by adding to **Section A (No Parking 7:00 am - 6:00 pm, Monday to Friday)** the following item, namely:-

"Leeming                                      East                      from 449 feet north of Cannon to  
195 feet northerly".

(b) by deleting from **Section C (No Parking 8:30 am - 5:00 pm, Monday to Friday)** the following item, namely:-

"Whitfield                                      North                      Birmingham to 187 ft. east".

7. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by deleting from the Outbound Column the following item, namely:-

"Jackson at James".

and by adding thereto the following item, namely:-

"Jackson 32 m west of James (F/S)".

**PASSED** this                                      day of

A.D. 1994.

CITY CLERK

MAYOR

BY-LAW NO. 94 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Kingslea	West	Broker to 78 feet south	Anytime
Kingslea	West	commencing at a point 158 feet south of Broker to a point 142 feet southerly therefrom	Anytime".

and by adding thereto the following item, namely:-

"Whitfield	North	Birmingham to 187 feet east	8:30 am - 5:00 pm Monday to Friday".
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2. **Schedule 35 (Wheelchair Loading Zone)** is hereby amended by adding thereto the following items, namely:-

"Broker	South	60 feet	379 feet west of Kingslea	7:00 am - 6:00 pm Monday to Saturday
Bayfield	East	24 feet	273 feet north of McAnulty	8:00 am - 8:00 pm Monday to Friday
Wood	East	24 feet	74 feet south of Burlington	10:00 am - 8:00 pm
East 23rd	West	19 feet	162 feet north of Queensdale	8:00 am - 4:00 pm Monday to Friday
Lake	West	48 feet	140 feet north of Delawana	7:00 am - 6:00 pm Monday to Saturday".

3. **Schedule 31 (School Bus Loading Zone)** is hereby amended by deleting therefrom the following item, namely:-

"Maplewood	North	80 feet	commencing at a point 190 feet west of Springer	7:00 am - 6:00 pm Monday to Saturday".
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PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR



BY-LAW NO. 94 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Section 34 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby deleted in its entirety and the following substituted therefor:

"34.(1) No person shall on any day except a holiday, park a vehicle on any highway or portion of highway listed in schedule 25, for a longer time than indicated therein, during the periods and days specified therein.

(2) Subsection (1) shall not apply unless suitable signs are erected and maintained".

2. **Schedules 25, 25A and 25B (Parking Time Limits)** are hereby deleted in their entireties and replaced by **Schedule "A"** attached to this By-law.

3. **Schedule "A"** attached to this By-law shall be **Schedule 25** to the said By-law 89-72.

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR

## SCHEDULE 25 (Section 34)

## PARKING TIME LIMITS

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Aberdeen	North	from a point 235 feet west of James Mountain Road to Bay	1 hr	8 am - 6 pm	Mon - Fri	92-134
Acadia	Both	Butler (west leg) to Balharbour	1 hr	8 am - 4 pm	Mon - Fri	93-223
Acadia	Both	Butler (west leg) to Beaverton	1 hr	8 am - 4 pm	Mon - Fri	93-115
Afton	North	Norway to Lorne	2 hr	8 am - 6 pm	Mon - Fri	93-223
Aikman	Both	Wentworth to easterly end	3 hr	8 am - 6 pm	Mon - Sat	71-312
Albermarle	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Aldridge	North	commencing at a point 72 feet west of Upper James to a point 43 feet westerly therefrom	1/2 hr	8 am - 8 pm	Mon - Sat	
Alexander	North	commencing at a point 95 feet east of Locke to Reginald	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	86-10
Arkell	South	Cline to Newton	3 hr	8 am - 6 pm	Mon - Fri	85-25
Arkell	South	Newton to Paisley	2 hr	8 am - 6 pm	Mon - Fri	92-021
Arnold	Both	Forsyth to Dalewood	1 hr	8 am - 6 pm	Mon - Fri	68-330
Arnold	North	Dalewood to Haddon	1 hr	8 am - 6 pm	Mon - Fri	68-330
Arthur	Both	King to Wilson	3 hr	8 am - 8 pm	Mon - Sat	80-145
Arthur	West	King to Aikman	3 hr	8 am - 6 pm	Mon - Sat	
Ashley	Both	From 240 ft. south of Cannon to 68 ft. southerly	1/2 hr	8 am - 6 pm	Mon - Sat	70-146
Ashley	West	From 30 ft. south of Cannon to	1 hr	8 am - 6 pm	Mon - Sat	81-035
Ashley	West	commencing at a point 158 feet south of Cannon to a point 22 feet southerly	3 hr	8 am - 6 pm	Mon - Sat	84-42
Ashley	West	commencing at a point 310 feet south of Cannon to a point 58 feet southerly	3 hr	8 am - 6 pm	Mon - Sat	84-42

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Ashley	West	Century to 135 feet north	1 hr	6 am - 6 pm	Mon - Fri	
Auchmar	Both	Fennell to Garth	1 hr	8 am - 6 pm	Mon - Fri	92-021
Audrey	Both	East 27th to Crockett	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	84-166
Augusta	Both	Catharine to Walnut	1 hr	8 am - 6 pm	Mon - Fri	92-156
Augusta	Both	Catharine to John	1 hr	8 am - 6 pm	Mon - Sat	90-213
Aurora	West	commencing at a point 59 feet north of Charlton to a point 20 feet northerly	30 min	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Avondale	Both	Beach Rd to Gertrude	3 hr	8 am - 8 pm	Mon - Fri	75-332
Aylett	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	
Baillie	West	Augusta to north end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-265
Balsam	Both	King to 85 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Balsam	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Barclay	South	Cline to Newton	2 hr	8 am - 6 pm	Mon - Fri	71-243
Barlake	North	commencing at a point 414 feet west of the north-south leg of Barlake to a point 164 feet westerly therefrom	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	
Barons	Both	Britannia to 175 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316(A)
Barton	South	Ray to Oxford	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-204
Baxter	South	Bowman to Stroud	1 hr	8 am - 6 pm	Mon - Fri	70-41
Bay	Both	Aberdeen to Inglewood	1 hr	8 am - 6 pm	Mon - Fri	92-184
Bay	Both	Markland to Herkimer	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-192
Beach	North	Northcote to 120 ft. west	1 hr	7 am - 6 pm	Mon - Fri	85-27
Beach Rd	North	Norton to Gage	3 hr	8 am - 6 pm	Mon - Sat	75-223
Beach Rd	North	Birmingham to Lottridge	3 hr	8 am - 6 pm	Mon - Sat	75-162

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Beaverton	North	Upper Sherman to Acadia	1 hr	9 am - 5 pm	Mon - Fri	93-139
Beland	East	Queenston to 137 feet south	1 hr	8 am - 9 pm	Mon - Sat	
Beland	East	Queenston to 119 feet south	1 hr	8 am - 9 pm	Mon - Sat	
Belview	East	Barton to 60' South	1 hr	8 am - 6 pm	Mon - Sat	
Belview	West	Cannon to north end	1 hr	8 am - 8 am	Mon - Sun	89-375
Belwood	East	Concession to Alpine	1 hr	8 am - 6 pm	Mon - Sat	86-218
Bendamere	North	Delmar to Briarwood	1 hr	8 am - 6 pm	Mon - Fri	93-223
Bendamere	South	Columbia (west leg) to Briarwood	1 hr	8 am - 6 pm	Mon - Fri	93-223
Biggar	North	commencing at point 457 feet east of	3 hr	8 am - 6 pm	Mon - Sat	92-204
Binkley Cres	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	71-153
Binkley Rd	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Birmingham	Both	Burlington to C.N.R. Tracks	3 hr	8 am - 6 pm	Mon - Sat	66-299
Birmingham	East	Whitfield to T.H. & B. Tracks	3 hr	8 am - 6 pm	Mon - Sat	75-162
Birmingham	East	From 40 ft. north of Beach Rd to 72 ft. south of Whitfield	3 hr	8 am - 6 pm	Mon - Sat	75-162
Birmingham	West	Burlington to C.N.R. tracks	3 hr	8 am - 6 pm	Mon - Fri	89-265
Bold	North	Bay to Caroline	1 hr	8 am - 6 pm	Mon - Sat	93-029
Bold	South	James to MacNab	1 hr	8 am - 6 pm	Mon - Sat	
Bold	South	commencing at a point 25 feet west of Caroline to a point 40 feet westerly	1/2 hr	8 am - 6 pm	Mon - Sat	84-29
Bold	South	Bay to MacNab	3 hr	8 am - 6 pm	Mon - Sat	10522
Bond	East	King to Glen	1 hr	8 am - 6 pm	Mon - Fri	75-258
Bond	East	From 30 ft. south of King to 55 ft. southerly	2 hr	8 am - 6 pm	Mon - Sat	78-291
Bond	East	commencing 62 feet north of Main to a point 61 feet northerly therefrom	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-307



<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Bowman	Both	Main to T.H. & B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-234
Bowman	Both	T.H.&B. Tracks to Whitney	2 hr	8 am - 6 pm	Mon - Fri	94-020
Brant	North	Dickson to Birch	1 hr	8 am - 6 pm	Mon - Sat	75-233
Brant	South	Niagara to 165 ft. east	1 hr	8 am - 6 pm	Mon - Sat	
Bristol	Both	Sanford to Minto	3 hr	8 am - 6 pm	Mon - Sat	79-237
Bristol	South	Wentworth to Sanford	3 hr	8 am - 6 pm	Mon - Sat	79-237
Broadway	Both	Royal to Whitney	2 hr	8 am - 4 pm	Mon - Fri	92-301
Broadway	Both	Sussex to T.H.& B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-234
Broadway	Both	T.H.&B. Railway to Royal	1 hr	8 am - 6 pm	Mon - Fri	77-86
Broadway	East	Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	69-234
Broadway	West	From 185 ft. south of Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	69-279
Bruceale	Both	East 28th to East 31st	1 hr	8 am - 6 pm	Mon - Sat	76-224
Bruceale	North	Upper Wellington to East 11th Street	1 hr	8 am - 6 pm	Mon - Sat	
Bruceale	South	commencing at a point 126 feet east of East 13th to a point 47 feet easterly	2 hr	8 am - 6 pm	Mon - Sat	88-220
Bruceale	South	Upper James to Millen	1 hr	8 am - 6 pm	Mon - Sat	
Brunswick	East	Melvin to 112 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-312
Brunswick	West	Melvin to 100 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-312
Burris	Both	Main to a point 124 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Fri	86-261
Burton	Both	Emerald to Victoria	1 hr	8 am - 8 pm	Mon - Sat	88-180
Burton	Both	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat	88-180
Burton	North	Cheever to Wentworth	3 hr	8 am - 6 pm	Mon - Sat	76-242
Butler	North & East	commencing at Acadia (north leg) and extending to Acadia (east leg)	1 hr	8 am - 4 pm	Mon - Fri	93-160

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Cambria	East	Delmar to 130 feet south	1 hr	9 am - 5 pm	Mon - Fri	88-247
Canada	North	Poulette to 51 feet east	1 hr	8 am - 6 pm	Mon - Fri	81-232
Canada	North	Ray to Pearl	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-213
Carling	North	Paradise to 88 feet east	1 hr	8 am - 9 pm	Mon - Sat	91-98
Carling	South	Paradise to 106 ft. easterly	1 hr	8 am - 9 pm	Mon - Sat	77-187
Caroline	East	Herkimer to 96 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	70-252
Caroline	West	Bold to Duke	1 hr	8 am - 6 pm	Mon - Sat	94-020
Caroline	West	Hunter to Bold	1 hr	8 am - 6 pm	Mon - Sat	67-169
Carrick	East	King to 138 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Carrick	West	King to 127 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	82-155
Catharine	East	Wilson to Cannon	1 hr	8 am - 6 pm	Mon - Sat	
Catharine	East	Wilson to Cannon	3 hr	8 am - 6 pm	Mon - Sat	
Cathcart	East	Kelly to Cannon	1 hr	8 am - 8 pm	Mon - Fri	92-156
Cathcart	East	Wilson to Rebecca	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-194
Cartier	Both	End to End	1 hr	8 am - 5 pm	Mon - Fri	93-007
Century	Both	Steven to Wentworth	1 hr	7 am - 11 pm	Mon - Fri	
Chapple	West	Barton to 130 ft. north	1 hr	8 am - 6 pm	Mon - Sat	79-257
Chatham	North	From 212' east of westerly end to Frid	1 hr	8 am - 6 pm	Mon - Sat	
Chatham	North	From westerly end to 132 ft. easterly	1 hr	8 am - 6 pm	Mon - Sat	67-291
Chedoke	Both	Aberdeen to Glenside	3 hr	8 am - 6 pm	Mon - Sat	
Cherry Hill	South	commencing 76 feet east of Mount Albion to Montmorency	3 hr	8 am - 6 pm	Mon - Fri	83-008
Chilton Place	Both	Markland to southerly end	3 hr	8 am - 6 pm	Mon - Sat	75-162
Churchill	South	Upper James to west limit of Buchanan	1 hr	8 am - 6 pm	Mon - Sat	80-033

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Cline	West	King to Marion	1 hr	8 am - 6 pm	Mon - Fri	68-330
Cline	West	Main to southerly end	1 hr	8 am - 6 pm	Mon - Fri	69-234
Cloverhill	Both	Brantdale to Gateview	3 hr	8 am - 6 pm	Mon - Fri	93-210
Cloverhill	Both	Brantdale to South end	1 hr	8 am - 4 pm	Mon - Fri	92-301
Clyde	Both	Cannon to Wright	3 hr	8 am - 6 pm	Mon - Sat	
Cochrane	West	Queenston to 194 feet south	1 hr	8 am - 6 pm	Mon - Sat	92-261
Colbourne	South	MacNab to 94 feet east	1 hr	8 am - 6 pm	Mon - Sat	91-136
Colbourne	South	Bay to Park	1 hr	8 am - 6 pm	Mon - Fri	91-122
Collier	Both	End to End	1 hr	8 am - 4 pm	Mon - Fri	92-301
Columbia	West	Delmar to north branch of Tyne	1 hr	8 am - 6 pm	Mon - Fri	83-295
Columbia	West	commencing at Tyne Place (north leg) and extending to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	93-029
Connaught	Both	King to 120 ft. south	1 hr	8 am - 6 pm	Mon - Sat	73-316
Connaught	East	Barton to 85' South	1 hr	8 am - 6 pm	Mon - Sat	
Connaught	West	King to 93 ft. north	1 hr	8 am - 6 pm	Mon - Sat	73-316
Cottrill	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Coulter	North	Berry to easterly end	2 hr	8 am - 6 pm	Mon - Sat	
Craigroyston	East	Queenston to 120 ft. south	1 hr	8 am - 6 pm	Mon - Sat	71-206
Craigroyston	Both	Queenston to 123 ft. north	1 hr	8 am - 6 pm	Mon - Sat	71-206
Craigroyston	West	Queenston to 139 ft. south	1 hr	8 am - 6 pm	Mon - Sat	71-206
Crerar	East	Pescara to 255 feet south	1 hr	7 am - 7 pm	Mon - Sun	88-106

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Delmar (west leg)	Both	Bendamere to Delmar (north leg)	1 hr	8 am - 4 pm	Mon - Fri	93-007
Delmar(north leg)	South	Geneva to Delmar (west leg)/Daytona	1 hr	8 am - 4 pm	Mon - Fri	93-007
Delmar	South	Cambria to Geneva	1 hr	8 am - 4 pm	Mon - Fri	90-310
Delmar	Both	commencing at a point 1,087 feet east of Columbia to Laurier	1 hr	8 am - 6 pm	Mon - Fri	93-008
Delmar	Both	Columbia to 597 feet east	1 hr	8 am - 6 pm	Mon - Fri	89-192
Delmar	Both	commencing at a point 597 feet east of Columbia to a point 490 feet easterly therefrom	1 hr	8 am - 9 pm	Mon - Fri	91-164
Delmar	North	Daytona to 133 feet west of Columbia	1 hr	9 am - 8 pm	Mon - Fri	90-282
Delmar	South	Cambria to Columbia	1 hr	9 am - 8 pm	Mon - Fri	89-319
Depew	West	Beach Rd to Gertrude	3 hr	8 am - 8 pm	Mon - Fri	71-261
Devonport	Both	Tom to York	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Devonport	East	commencing at a point 171 feet south of York to Tom	1 hr	8 am - 5 pm	Mon - Fri	91-122
Devonport	West	Tom to York	1 hr	8 am - 5 pm	Mon - Fri	91-122
Dow	West	Main to Paul	1 hr	8 am - 6 pm	Mon - Fri	69-231
Dromore	Both	Paisley to Marion	1 hr	8 am - 6 pm	Mon - Fri	92-301
Dromore	Both	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri	76-319
Dromore	East	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	76-319
Dromore	West	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	76-319
Duke	Both	Caroline to Hess	3 hr	8 am - 6 pm	Mon - Fri	77-87
Duke	South	Hess to Queen	2 hr	8 am - 5 pm	Mon - Fri	88-180
Duke	South	MacNab to Bay	3 hr	8 am - 6 pm	Mon - Sat	71-312
Dundurn	Both	Hill to Charlton	1 hr	8 am - 6 pm	Mon - Sat	67-291
Dunsmure	North	Ottawa to London	1 hr	8 am - 6 pm	Mon - Sat	69-189
East	Both	Barton to Birge	1 hr	8 am - 6 pm	Mon - Fri	92-021



<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
East 5th	East	Fennell to Bruceale	1 hr	8 am - 5 pm	Mon - Fri	91-05
East 11th	Both	Concession to Mountville	2 hr	8 am - 5 pm	Mon - Fri	91-122
East 18th	West	from a point 41 feet south of	1 hr	8 am - 6 pm	Anytime	
East 19th	West	Fennell to 129 ft. south	2 hr	8 am - 6 pm	Mon - Sat	74-287
East 21st	East	commencing 142 feet south of Concession to a point 299 feet southerly	1 hr	8 am - 9 pm		
East 21st	West	commencing 126 feet south of Concession to a point 317 ft. southerly	1 hr	8 am - 9 pm	Mon - Sat	83-265
East 21st	West	Fennell to 110 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 22nd	East	Fennell to 114 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 22nd	West	Fennell to 140 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	East	from a point 148 feet south of Concession to Crockett	2 hr	8 am - 5 pm	Mon- Fri	94-048
East 23rd	East	Fennell to 98 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	West	Fennell to 131 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 23rd	West	from a point 73 feet south of Concession to Crockett	2 hr	8 am - 5 pm	Mon - Fri	94-048
East 24th	Both	Concession to Crockett	2 hr	8 am - 6 pm	Mon - Fri	86-109
East 25th	Both	Crockett to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	85-163
East 25th	West	commencing 421 feet south of Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	86-168
East 26th	East	Fennell to 81 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 26th	East	30 ft. south of Concession to a point 40 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	87-171
East 26th	West	Crockett to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	85-205
East 26th	West	commencing 313 feet south of Concession to Crockett	1 hr	8 am - 6 pm	Mon - Sat	83-265
East 27th	Both	Concession to southerly end	1 hr	8 am - 6 pm	Mon - Fri	85-6
East 27th	Both	Mohawk to Seeley	3 hr	8 am - 8 am (24 hrs)	Mon - Sat	91-69
East 27th	East	Fennell to 138 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 27th	East	Halam to Mackenzie	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-202

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
East 27th	West	Fennell to 141 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 27th	West	from a point 136 feet south of Fennell to the extended south curb line of Mackenzie	1 hr	8 am - 6 pm	Mon - Sun	93-183
East 28th	East	Fennell to 83 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 28th	West	Fennell to 114 ft. south	1 hr	8 am - 6 pm	Mon - Sat	
East 31st	Both	Munn to Queensdale	1 hr	8 am - 6 pm	Mon - Fri	89-375
East 31st	Both	Crockett to Munn	1 hr	8 am - 6 pm	Mon - Fri	85-41
East 31st	East	commencing 121 feet south of Concession to Crockett	1 hr	7 am - 4 pm	Mon - Fri	84-143
East 31st	East	Fennell to 100 ft. north	1 hr	8 am - 6 pm	Mon - Sat	
East 32nd	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-62
East 32nd	Both	Crockett to Munn	1 hr	7 am - 4 pm	Mon - Fri	90-15
East 33rd	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-247
East 34th	Both	Munn to Crockett	1 hr	8 am - 5 pm	Mon - Fri	91-05
East 34th	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-180
East 35th	Both	Concession to Crockett	1 hr	8 am - 6 pm	Mon - Fri	88-199
East 42nd	East	Ninth to Tenth	3 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-139
Elgin	Parking Bay on west side	commencing at a point 28 feet north of Wilson to a point 92 feet northerly therefrom	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-156
Emerald	Both	Wilson to King William	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-156
Emerald	Both	King to Main	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-159
Emerald	West	Shaw to 99 feet south	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-105
Emerald	West	Main to Hunter	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-021
Emerson	Both	Main to Sussex	1 hr	8 am - 6 pm	Mon - Fri	68-270
Emerson	Both	Sussex to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-231
Emerson	Both	T.H.&B. to Royal	2 hr	8 am - 6 pm	Mon - Fri	
Emerson	West	T.H.&B. Railway to 32' south	2 hr	8 am - 6 pm	Mon - Fri	
Emming	West	Delmar to east end	1 hr	8 am - 5 pm	Mon - Fri	93-115

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Ferguson	East	commencing at a point 30 feet south of Hunter to a point 115 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	92-184
Ferguson	East	Rebecca to Wilson	3 hr	8 am - 6 pm	Mon - Sat	66-45
Ferguson	West	commencing at a point 31 feet south of Hunter to a point 91 feet southerly therefrom	1 hr	8 am - 6 pm	Mon - Sat	92-184
Ferrie	North	100 ft. west of C.N.R. Bridge to Ferguson	3 hr	8 am - 6 pm	Mon - Sat	10423
Ferrie	North	John to Catherine	1 hr	8 am - 6 pm	Mon - Fri	93-051
Flatt	Both	Aberdeen to Glenside	3 hr	8 am - 6 pm	Mon - Sat	
Forest	South	Wellington to Aurora	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-213
Forest	South	Hughson to Walnut	3 hr	8 am - 6 pm	Mon - Sat	
Forsyth	West	King to Sterling	1 hr	8 am - 6 pm	Mon - Fri	10080
Forsyth	West	King to Arnold	1 hr	8 am - 6 pm	Mon - Fri	66-87
Foster	North	Walnut to Ferguson	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	88-157
Frid	East	60 feet north of the easterly leg of Frid to the northerly end of the street	1 hr	8 am - 6 pm	Mon - Sat	81-350
Frid	West	From the south curb of Main to 174 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	74-257
Frid	West	From 209 ft. south of Main to 102 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat	77-87
Fullerton	Both	Barton to Princess	3 hr	8 am - 6 pm	Mon - Sat	76-95
Gary	Both	Main to southerly end	3 hr	8 am - 6 pm	Mon - Fri	
Geneva	Both	Delmar to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	93-007
Gertrude	North	Avondale to 261 feet west of Depew	3 hr	8 am - 8 pm	Mon - Fri	91-69
Gertrude	North	Depew to 261 feet west	1 hr	8 am - 8 pm	Mon - Fri	91-69
Gibson	East	Barton to northerly end	1 hr	9 am - 7 pm	Mon - Fri	82-127

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Lancaster	East	Burlington to northerly end	3 hr	8 am - 6 pm	Mon - Sat	
Lansdowne	South	Sherman to Lottridge	1 hr	8 am - 6 pm	Mon - Sat	86-193
Laurier	Both	from the easterly intersection with South Bend to Stacey	2 hr	9 am - 4 pm	Mon - Fri	93-223
Laurier	East	from the westerly intersection with south Bend to Stacey	2 hr	9 am - 4 pm	Mon - Fri	93-223
Laurier	East	Delmar to South Bend	2 hr	9 am - 4 pm	Mon - Fri	93-139
Laurier	North	Columbia to Delmar	1 hr	8 am - 5 pm	Mon - Fri	90-294
Leeming	Both	Barton to Cannon	3 hr	8 am - 6 pm	Mon - Sat	78-111
Leinster	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Leland	Both	Sussex to Glenmount	1 hr	8 am - 6 pm	Mon - Fri	69-234
Leland	Both	Glenmount to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	70-13
Leland	East	Ward to Whitney	1 hr	8 am - 6 pm	Mon - Fri	93-223
Lincoln	West	Barton to 80' North	1 hr	8 am - 6 pm	Mon - Sat	
Linwood	Both	Homewood to Stanley	3 hr	8 am - 6 pm	Mon - Sat	92-070
Lloyd	South	Lottridge to Chapple	2 hr	8 am - 9 pm	Mon - Fri	80-251
Locke	East	Stanley to 70 ft. north	1 hr	8 am - 6 pm	Mon - Sat	75-87
Locke	East	King to Morden	1 hr	8 am - 6 pm	Mon - Sat	67-169
Locke	East	Hunter to Herkimer	3 hr	8 am - 6 pm	Mon - Sat	76-30
Locke	West	Hunter to Herkimer	1 hr	8 am - 6 pm	Mon - Sat	76-30
London	Both	Main to Dunsmure	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-122
Lottridge	West	King to Senator	1 hr	8 am - 6 pm	Mon - Sat	73-316
Lottridge	West	Biggar to Beach Road	1 hr	8 am - 6 pm	Mon - Sat	
Lottridge	West	Clinton to Princess	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-69
Loyalist	East & South	Denten southerly to Glen Echo	1 hr	8 am - 6 pm	Mon - Fri	76-59
Loyalist	East & North	Denten northerly to Glen Echo	1 hr	8 am - 6 pm	Mon - Fri	76-59



<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Lyndhurst	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Macauley	South	James to 183 feet east	1 hr	8 am - 9 pm	Mon - Sat	87-342
MacDonald	Both	Homewood to Herkimer	3 hr	8 am - 6 pm	Mon - Sat	74-41
MacNab	East	Colbourne to Mulberry	1/2 hr	8 pm - 8 pm (24 hrs)	Mon - Sat	
MacNab	East	Barton to Colbourne	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-265
MacNab	East	Mulberry to Cannon	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	91-28
MacNab	West	Herkimer to Bold	3 hr	8 am - 6 pm	Mon - Sat	
Madison	Both	Wilson to Cannon	1 hr	7 am - 7 pm	Mon - Sat	86-5
Mahoney	Both	Parkdale to Adeline	1 hr	8 am - 5 pm	Mon - Fri	90-15
Main	North	commencing at a point 50 feet east of Selkirk and extending to a point 40 feet easterly	1 hr	8 am - 6 pm	Mon - Sat	83-178
Mapes	Both	End to End	1 hr	8 am - 6 pm	Mon - Fri	69-234
Maplewood	South	Lorne to Norway	2 hr	7 am - 9 pm	Mon - Sun	91-136
Margaret	East	King to Main	3 hr	9 am - 5 pm	Mon - Fri	90-15
Margaret	West	From a point 90 ft. south King to a point 64 ft. southerly therefrom	1 hr	8 am - 6 pm	Mon - Fri	87-217
Margaret	West	commencing at a point 360 ft. south of King to a point 44 ft. southerly	1 hr	8 am - 6 pm	Mon - Fri	86-333
Marion	East	North OVal to Dromore	1 hr	8 am - 6 pm	Mon - Fri	68-330
Market	Both	Hess to Caroline	1 hr	8 am - 9 pm	Mon - Sun	87-217
Market	South	Queen to 93 feet west	1 hr	8 am - 6 pm	Mon - Fri	93-139
Markland	North	Bay to Park	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-327
Markland	South	Bay to Chilton	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-327
Markland	Both	James to MacNab	3 hr	8 am - 6 pm	Mon - Sat	
Markland	Both	MacNab to Park	3 hr	8 am - 6 pm	Mon - Sat	78-72
Mary	East	Wilson to 73 feet south	1 hr	8 am - 9 pm	Mon - Sun	90-310
Mary	West	Burlington to 68 feet north	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	85-107

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
Prospect	Both	Barton to Beechwood	3 hr	8 am - 6 pm	Mon - Sat	10367
Province	West	Cannon to 190 ft. south	1 hr	8 am - 8 pm	Mon - Sat	80-145
Queensdale	Both	Rendell to Upper Ottawa	3 hr	8 am - 6 pm	Mon - Fri	91-98
Queensdale	South	Upper Wellington to East 11th	1 hr	8 am - 6 pm	Mon - Sat	69-79
Radial Lane	Both	Ashley to 115' Easterly	3 hr	8 am - 6 pm	Mon - Sat	
Rainbow	West	Orphir to Secord	1 hr	8 am - 6 pm	Mon - Fri	77-97
Ray	East	Jackson to Canada	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-310
Ray	East	Jackson to Main	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	89-330
Ray	East	George to 100 ft. south	1 hr	8 am - 6 pm	Mon - Sat	67-169
Ray	West	Peter to Napier	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-139
Ray	West	King to 132 ft. north	1 hr	8 am - 6 pm	Mon - Sat	75-222
Regency	West	Mohawk to Summerlea	2 hr	8 am - 8 am (24 hrs)	Mon - Sun	92-021
Richwell	North	Upper James to West 1st	1 hr	8 am - 6 pm	Mon - Sat	73-226
Richwell	North	West 5th to West 3rd	1 hr	8 am - 4 pm	Mon - Fri	94-038
Rideau	Both	Moxley to westerly end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	90-39
Robert	North	Cathcart to 116 feet east	1 hr	8 am - 6 pm	Mon - Fri	92-261
Robert	North	commencing 31 ft. west of John to a point 58 ft. westerly	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	85-27
Robert	South	Cathcart to 137 feet east	1 hr	8 am - 6 pm	Mon - Fri	93-139
Robinson	Both	Park to Bay	3 hr	8 am - 6 pm	Mon - Sat	93-051
Robinson	Both	Hess to Caroline	3 hr	8 am - 6 pm	Mon - Fri	89-334
Rosslyn	West	Barton to 135 ft. north	1 hr	8 am - 6 pm	Mon - Sat	69-101
Rowanwood	Both	End to End	3 hr	8 am - 8 pm	Mon - Fri	71-261
Rowanwood	Both	Beach to southerly end	1 hr	8 am - 8 am (24 hrs)	Mon - Sun	93-223
Royal	Both	Emerson to Leland	1 hr	8 am - 5 pm	Mon - Fri	90-327
Royal	Both	Leland to West End	1 hr	8 am - 5 pm	Mon - Fri	91-39
Royal	Both	Broadway to Emerson	2 hr	8 am - 6 pm	Mon - Fri	84-266

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>DURATION</u>	<u>TIME</u>	<u>DAY</u>	
West 35th	Both	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri	83-130
Westbourne	Both	Sanders to Main	1 hr	8 am - 6 pm	Mon - Fri	68-330
Westwood	Both	Bowman to Cline	1 hr	8 am - 6 pm	Mon - Fri	69-234
Wexford	East	Main to Maple	2 hr	8 am - 6 pm	Mon - Fri	79-64
Whitney	North	From 349' west of Mericourt to 176' westerly	1 hr	8 am - 6 pm	Mon - Fri	68-330
Whitney	South	from 117 feet west of Mericourt to 137 feet westerly	1 hr	8 am - 11 pm	Mon - Sat	93-202
Winston	Both	Westwood to T.H.&B. Railway	1 hr	8 am - 6 pm	Mon - Fri	69-231
Wright	Both	Leeming to Westerly End	3 hr	8 am - 6 pm	Mon - Sat	

**BY-LAW NO: 94 -**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF APRIL A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this                      26th                                      day of                      April                                      A.D. 1994

CITY CLERK

MAYOR



1994 May 6



The Urban/Municipal Collection  
2nd Floor  
Hamilton Public Library

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1994 May 10  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

**AGENDA**

**1. National Anthem**

**2. Opening Prayer**

*Father Marijan Mihokovic,  
Holy Cross Church (Croatian)*

**3. Proclamations**

(a) Access Awareness Week - May 30 to June 4, 1994

(b) Catholic Women's League Week - May 8 to May 14, 1994

**4. Minutes from the regular meeting held 1994 April 26 and the special meeting held 1994 May 3.**

**5. Petitions and Correspondence**

URBAN M

MAY

GOVERNMENT DOCUMENTS



**6.     *Reports of the Standing Committees***

**(a)     *Transport and Environment Committee***

**(b)     *Parks and Recreation Committee***

**(c)     *Planning and Development Committee***

**(d)     *Finance and Administration Committee***

**7.     *Notices of Motion for Next Meeting***

**8.     *First Reading of the Bills***

**9.     *Second Reading of the Bills - Committee of the Whole***

**10.    *Third Reading of the Bills***

**11.    *Question Period***

**12.    *Adjournment.***





## **MINUTES**



1994 April 26

Minutes of Hamilton City Council  
Tuesday, 1994 April 26  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino,  
Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Absent: Alderman McCulloch - regional business

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

The Council meeting commenced with the playing of the National Anthem.

\* \* \* \* \*

Glenn Mallory and the Hamilton Youth Orchestra were saluted in recognition of the Orchestra being invited to play a concert at Carnegie Hall in New York City next week. Three members of the Orchestra performed for the members of City Council.

\* \* \* \* \*

Reverend L. J. Cowper, St. Columba Presbyterian Church led Council in the Lords Prayer.

\* \* \* \* \*

Mayor R. Morrow advised City Council of Tom Bradley's impending retirement as Manager of Purchasing and thanked Mr. Bradley for his many years of dedicated service to the Corporation.

\* \* \* \* \*

- Mayor R. Morrow presented a Retirement Certificate to Kathy Kudrawec who was employed at the Hamilton Farmers' Market, City Clerk's Department and retired after 18 years of service.

\* \* \* \* \*

### PROCLAMATIONS

Mayor R. Morrow proclaimed the following:

- (a) Arbor Week - April 20th to May 8th, 1994.
- (b) The Salvation Army Red Shield Month, May 1994.
- (c) Project Paradise - April 29th to May 8th, 1994.
- (d) Elizabeth Fry Week - May 2nd to May 8th, 1994.

### ADOPTION OF MINUTES

The minutes of the meeting held 1994 April 12 were adopted as circulated.

### CORRESPONDENCE

1. Letter dated 1994 April 13 from R. Scott Smith, Secretary to the Board, The Hamilton Harbour Commissioners respecting the Hamilton Harbour Commissioners' Cargo Rates Tariff By-law.

Received.



2. Letter dated 1994 April 19 from J. J. Schatz, City Clerk respecting an objection to an application under the Rental Housing Protection Act respecting property at 280 Weir Street North, Hamilton, Ontario.

**Received.**

3. Application dated 1994 April 18 from John Lecluse in trust, c/o C. D. Halford, Hamilton, Ontario for a change in zoning from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District for lands located at the rear of No. 925 Main Street West, Hamilton, Ontario.

**Received.**

4. Application dated 1994 April 18 from Roy Gordon Smith, in trust, Hamilton, Ontario for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for Block "1" and to the "C" (Urban Protected Residential, etc.) District regulations for Block "2", for property located at Nos. 1500 and 1502 Main Street East, Hamilton, Ontario.

**Received.**

5. Letter dated 1994 April 11 signed by five individuals opposing the proposed Ferguson Avenue Street Market proposal.

**Referred to Transport and Environment Committee.**

6. Letter dated 1994 April 22, 1994 from the Downtown Hamilton B.I.A. opposing the application to establish a Beer Garden in Gore Park during Buskingfest '94.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Report of His Worship Mayor R. M. Morrow, be now considered in Committee of the Whole with Alderman D'Amico in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico. -15.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTH REPORT</b>
---

**Section 19 Re: School Crossing Guard at Gemini Drive/Megna Court and Upper Paradise**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger Charters, Jackson, Merling, Anderson, D'Amico. -14.

NAYS: Aldermen D'Amico, Ross. -2.

**CARRIED.**

\* \* \* \* \*

**Section 29 Re: Temporary closure of Ferguson Avenue North - Street Market**

It was moved by Alderman Merling and seconded by Alderman Anderson that Section 29 of the Seventh Report of the Transport and Environment Committee for 1994 be amended as follows:

"That the date of the first day of the proposed street closure be changed to Sunday, 1994 June 5 or so soon thereafter as the following highway closure requirements of the Municipal Act are fulfilled:

- i. That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law to stop up, close and license the said portion of Ferguson Avenue to the applicant between the hours of 7:00 o'clock a.m. and 5:00 o'clock p.m. on the said Sundays and holidays;

- ii. That the Commissioner of Transportation/Environmental Services be authorized to give Notice to the Regional Municipality of Hamilton-Wentworth of the proposed road closure, pursuant to Section 44 of the Regional Municipalities Act;
- iii. That to delineate the limits of the highway being closed, the applicant be required to prepare and register a reference plan or other legal description acceptable for registration of the closing by-law and satisfactory to the Regional Surveys Office.
- iv. That the City Clerk be directed to publish a notice of City Council's intention to pass the by-law, pursuant to Section 300 of the Municipal Act, R.S.O. 1990.
- v. That the undersigned on the correspondence regarding Ferguson Avenue Street Market Proposal dated 1994 April 11, be notified of the public hearing.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps. -1.

**CARRIED.**

\* \* \* \* \*

**Section 31 (b) Re: City of Hamilton Sidewalk Trip Hazard Repair Program**

It was moved by Alderman Merling and seconded by Alderman Anderson that Sub-Section 31 (b) of the Seventh Report of the Transport and Environment Committee for 1994 be amended by adding the following in the third line after the word Programme: "at an estimated cost of \$400,000.00".

**CARRIED.**

\* \* \* \* \*

**Section 36 Re: Introduction of Bills A-22 and A-23: A By-law to Amend By-law 89-72 to Regulate Traffic**

It was moved by Alderman Merling and seconded by Alderman Anderson that Section 36 of the Seventh Report of the Transport and Environment Committee for 1994 be amended by deleting Bills A-23 and A-24.

**CARRIED.**

**PARKS AND RECREATION COMMITTEE - EIGHTH REPORT**

**Section 1 Re: Hamilton and District Labour Council - Permission to sell food and alcoholic beverages - Labour Day Parade - Dundurn Park Pavilion**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Alderman Jackson. -1.

**CARRIED.**

\* \* \* \* \*

**Section 2 Re: Selling of beer at various park locations**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Alderman Jackson. -1.

**CARRIED.**

\* \* \* \* \*

**Section 8 (a) Hamilton Wentworth Creative Arts Inc.**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** -0.

**CARRIED.**

\* \* \* \* \*



**Section 8 (b) Hamilton Wentworth Creative Arts Inc. - permission to sell alcoholic beverages denied**

Recorded vote.

YEAS: Aldermen Agro, Copps, Agostino, Charters, Jackson, Merling, Anderson, -7.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Wilson, Eisenberger, D'Amico, Ross. -9. **LOST.**

\* \* \* \* \*

**Section 8 (c) Hamilton Wentworth Creative Arts Inc. - permission to sell alcoholic beverages**

It was moved by Alderman Eisenberger and seconded by Alderman Morelli that the following be added as subsection (b) of Section 8 of the Eighth Report of the Parks and Recreation Committee:

8. (c) That permission be granted to Hamilton Wentworth Creative Arts, Inc. to use Gore Park to sell alcoholic beverages on the occasion of the First Annual Buskingfest that is being held 1994 June 2 - 5 from 12:00 o'clock noon to 8:00 o'clock p.m. and that the organization be required to provide \$5 million Comprehensive Liability Insurance.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Wilson, Eisenberger, D'Amico, Ross. -9.

NAYS: Aldermen Agro, Copps, Agostino, Charters, Jackson, Merling, Anderson. -7. **CARRIED.**

\* \* \* \* \*

**Section 14 (h) Washroom facilities - Harbourfront Park**

It was moved by Alderman Copps and seconded by Alderman Morelli that the following be added as Section 14 (h) of the Eighth Report of the Parks and Recreation Committee:

- (h) That the design of these washroom facilities be submitted to the Barrier Free Design Committee Chairman for review, prior to the commencement of construction.  
**CARRIED.**

\* \* \* \* \*

**Section 17 Re: Maurice C. Carter Holdings Ltd. 5% cash payment in lieu of parkland dedication.**

Recorded vote.

**YEAS:** Aldermen Kiss, Agro, Drury, Morelli, Copps, Wilson, Charters, Jackson, Anderson, D'Amico, Ross. -11.

**NAYS:** Mayor Morrow. -1. **CARRIED.**

<b>PLANNING AND DEVELOPMENT COMMITTEE - SEVENTH REPORT</b>
--

**Section 7 Re: Demolition Permit - 88 Ward Avenue**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Alderman Kiss. -1. **CARRIED.**

\* \* \* \* \*

**FINANCE AND ADMINISTRATION COMMITTEE - SEVENTH REPORT**

**Section 4 Re: FCM Conference**

It was moved by Alderman Copps and seconded by Alderman Agro that Section 4 of the Seventh Report of the Finance and Administration Committee for 1994 be amended by reducing the number of Aldermen from six (6) to three (3).

Recorded vote on the amendment

YEAS: Aldermen Kiss, Agro, Copps, Wilson. -4.

NAYS: Mayor Morrow, Aldermen Cooke, Drury, Morelli, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross -11. **LOST.**

\* \* \* \* \*

**Section 4 Re: FCM Conference**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, Drury, Morelli, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Copps. -2. **CARRIED.**

\* \* \* \* \*

**Section 8 (a) (b) and (e) Re: Municipal Carparks - approval of sale**

It was moved by Alderman Morelli and seconded by Alderman Drury that Sub-sections (a) (b) and (e) of Section 8 of the Seventh Report of the Finance and Administration Committee for 1994 be referred back. **CARRIED.**

\* \* \* \* \*

**Section 9(a) (ix) Re: Approval of Street Vendors - Courthouse**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Drury, Morelli, Wilson, Agostino, Eisenberger, Jackson, Merling, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Copps. -2.

**CARRIED.**

\* \* \* \* \*

**Section 9 (a) (x) Re: Approval of Street Vendors - Ottawa Street North and Dunsmure**

It was moved by Alderman Copps and seconded by Alderman Wilson that Sub-section (x) of Section 9(a) of the Seventh Report of the Finance and Administration Committee be referred back. **CARRIED.**

\* \* \* \* \*

**Section 19 Re: Civic Reception - Ontario Special Olympics**

It was moved by Alderman Ross and seconded by Mayor Morrow that the following be added as Section 19 of the Seventh Report for 1994 of the Finance and Administration Committee:

- (a) That the City host a Civic Reception on 1994 May 5th for the Ontario Special Olympics Spring Games in an amount not to exceed \$3,000.; and,
- (b) That funding for this expenditure be charged to the Special Civic Receptions and Delegation Hosting Account CH 55314 84010. **CARRIED.**

\* \* \* \* \*



**REPORT OF HIS WORSHIP MAYOR R. MORROW - FOURTH REPORT**

It was moved by Alderman Drury and seconded by Alderman Cooke that Section 1 of the Fourth Report of the Mayor's Report be referred back.

Recorded vote.

YEAS: Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Anderson, D'Amico, Ross. -12.

NAYS: Mayor Morrow. -1.

**CARRIED.**

**ACTING MAYOR FOR THE MONTH OF MAY, 1994**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman V. J. Agro be appointed Acting Mayor for the month of May, 1994. **CARRIED.**

**RESOLUTIONS**

It was moved by Alderman Jackson and seconded by Alderman Charters that Rule No. 8 of the Procedural By-law be suspended for this meeting of City Council in order to permit consideration of a resolution respecting the Council expressing its appreciation to Marilyn Tocher, President of the Hamilton Skating Club. **CARRIED.**

It was moved by Alderman Jackson and seconded by Alderman Charters that City Council express its sincere appreciation to Marilyn Tocher, President of the Hamilton Skating Club for her contribution to the sport of figure skating in the City of Hamilton on the occasion of her retirement from the Board of Directors of the Hamilton Skating Club. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Report of His Worship Mayor R. M. Morrow, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

<b>BILLS</b>
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It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-22, A-25, A-26, A-27.  
D-15.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman D'Amico in the chair. (second reading).

A-22, A-25, A-26, A-27.  
D-15.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted:

A-22, A-25, A-26, A-27.  
D-15.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

1994 April 26

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-22, A-25, A-26, A-27.  
D-15.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 10:20 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1994 April 26



1994 May 3

Special Meeting of  
Committee of the Whole\City Council  
Tuesday, May 3, 1994  
2:00 o'clock p.m.  
Room 233, City Hall

The Council met.

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole be now considered in Committee of the Whole with Mayor Morrow in the Chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson,  
Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

NAYS: -0. CARRIED.

**COMMITTEE OF THE WHOLE - SIXTH REPORT**

1994 mill rates Re: City of Hamilton, Region and Boards of Education  
By-law levies for B.I.A.'s  
West Mountain Arena

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson,  
Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

NAYS: -0. CARRIED.

**BILLS**

It was moved by Alderman Cooke and seconded by Alderman Copps that the following Bills be now read a first time:

E-05, E-06, E-07, E-08, E-09, E-10, E-11, E-12, E-13, E-14, E-15, E-16, E-17.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

**NAYS:** -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that Council move into Committee of the Whole to consider the Bills with Mayor Morrow in the chair.

E-05, E-06, E-07, E-08, E-09, E-10, E-11, E-12, E-13, E-14, E-15, E-16, E-17.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

**NAYS:** -0. **CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole on the Bills, be adopted. -

E-05, E-06, E-07, E-08, E-09, E-10, E-11, E-12, E-13, E-14, E-15, E-16, E-17.

1994 May 3

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13 .

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws.

E-05, E-06, E-07, E-08, E-09, E-10, E-11, E-12, E-13, E-14, E-15, E-16, E-17.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Morelli, Copps, Wilson, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13 .

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 4:40 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

**Mayor R.M. Morrow  
Chairman, Committee of the Whole**

**J. J. Schatz, City Clerk  
1994 May 3**

## REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its SIXTH Report for 1994 and respectfully recommends:

1. (a) That the 1994 mill rates for the City of Hamilton be approved, and the mill rates for the Region and Boards of Education be received to be included for billing purposes as detailed on Appendix "A", Column (6) attached.
- (b) That the attached by-laws to fix the rates of taxation for Municipal, Regional, School, and total rates of taxation for the year 1994 be approved.
- (c) That the attached by-law to levy an annual tax on telephone companies doing business in Ontario be approved.
2. That the 1994 levy by-laws for the seven (7) Business Improvement Areas in the City of Hamilton be approved as follows:

Business Improvement Areas	1994 Levy
Barton General	5,750.
Westdale	25,000.
International Village	53,206.
Ottawa Street North	43,800.
Concession Street	8,575.
Downtown Promenade	90,000.
Main Street West	4,400.

3. That the terms of the current contract with ICECO for the operation of the West Mountain Arenas be expanded to include the administration component of the facility operation until the beginning of 1994 June, at a cost not to exceed \$8,115. (G.S.T. included).



4. (a) That a plaque commemorating the opening of the West Mountain Arenas be installed at the entrance to the building with the names of all Members of City Council who wish to have their names included.
- (b) That a plaque, in appreciation of Chedoke Health Corporations land donation and of the other Organizations, Associations and Individuals for their dedication to the West Mountain Arenas and the City of Hamilton listed thereon, be approved as set out on Appendix "B" attached.
5. That leave be granted to introduce the following Bills:
  - (a) Bill E-05: A By-law to Fix the Rates of Taxation for Municipal Purposes for the year 1994.
  - (b) Bill E-06: A By-law to Fix the Rates of Taxation for Regional Purposes for the year 1994.
  - (c) Bill E-07: A By-law to Fix the Rates of Taxation for School Purposes for the year 1994.
  - (d) Bill E-08: A By-law to Fix the Total Rates of Taxation for Municipal, Regional and School Purposes for the year 1994.
  - (e) Bill E-09: A By-law to Levy: An Annual Tax on Telephone Companies doing Business in Ontario Respecting: The Bell Telephone Company of Canada.
  - (f) Bill E-10: A By-law to Authorize: The Levy of a Special Charge in respect of: The Ottawa Street North Business Improvement Area generally covering Ottawa Street North between Main Street East and extending to an area north of Barton Street East.
  - (g) Bill E-11: A By-law to Authorize: The Levy of a Special Charge in respect of: The Westdale Village Business Improvement Area generally covering King Street West and the area of the intersection of Cline Avenue and King Street West and extending to an area west of Newton Avenue and Sterling Street.

- (h) Bill E-12: A By-law to Authorize: The Levy of a Special Charge in Respect of: The International Village Business Improvement Area generally covering both sides of King Street East between Mary Street and Wellington Street North.
- (i) Bill E-13: A By-law to Authorize: The Levy of a Special Charge in Respect of: Barton Street East #1 Business Improvement Area generally covering both sides of Barton Street from the West Side of Wellington Street to the East Side of Wentworth Street.
- (j) Bill E-14: A By-law to Authorize: The Levy of a Special Charge in Respect of: The Concession Street Business Improvement Area generally comprised of lands covering Concession Street between East 18th Street and East 25th Street.
- (k) Bill E-15: A By-law to Authorize: The Levy of a Special Charge in Respect of: The Main Street West Esplanade Business Improvement Area generally comprised of lands on the east and west sides of Main Street West between Locke Street on the west and Queen Street on the east.
- (l) Bill E-16: A By-law to Levy the Special Charges for 1994 for the Improvement in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-law 82-151.
- (m) Bill E-17: A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.
6. (a) That staff be authorized to negotiate an extension with ICECO as required beyond June 1, 1994 for the operation of the West Mountain Arena.
- (b) That if required, staff evolve an extension of the Terms of Reference with KPMG Management Consulting for the operation of the West Mountain Arena.

**RESPECTFULLY SUBMITTED**

**MAYOR R. M. MORROW, CHAIRMAN,  
COMMITTEE OF THE WHOLE**

J.J. Schatz, Secretary  
1994 May 3

**CORRESPONDENCE**





Correspondence:

1. Application dated 1994 April 28 from Barton Retirement Inc., Oakville, Ontario for a further modification to the established "DE-3" (Multiple Dwellings) District regulations for lands located at No. 1430 Upper Wellington Street, Hamilton, Ontario.

**Recommendation:**

**Be Received.**



## REPORTS





**REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **EIGHTH** Report for 1994 and respectfully recommends:

1. (a) That the existing "Alternate Side Parking" regulation on London Street South between Montclair Avenue and King Street East be replaced with a "Permit Parking" regulation on the west side and a "No Parking" regulation on the east side; and  
(b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit per residence to each of the first three eligible applicants residing in Nos. 138, 146 and 150 London Street South and the remaining parking permits to abutting residents on a first come first served basis to a maximum of five parking permits; and  
(c) That the City Traffic By-law 89-72 be amended accordingly.
2. (a) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the north side of Biggar Avenue which commences at a point 457 feet east of Sherman Avenue and extends to a point 293 feet west of Lottridge Street be shortened such that the regulation commences 457 feet east of Sherman Avenue and extends to a point 480 feet easterly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
3. (a) That the existing "Permit Parking" regulation on the north side of Foster Street commencing at a point 180 feet west of Ferguson Avenue South and extending to a point 25 feet westerly therefrom be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.

4.
  - (a) That a "Permit Parking" regulation be implemented on the north side of Jackson Street East commencing at a point 201 feet east of Ferguson Avenue South and extending to a point 20 feet easterly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Arthur S. Hill, No. 203 Jackson Street East; and
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
5.
  - (a) That a "Permit Parking" regulation be implemented on the west side of Paling Avenue commencing at a point 554 feet south of Barton Street East and extending to a point 21 feet southerly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to June Furler, No. 287 Paling Avenue; and
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
6.
  - (a) That a "No Parking" regulation be implemented on the north and east sides of Vola Court commencing 128 feet west of Upper Wellington Street and extending to a point 108 feet northwesterly therefrom; and
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
7.
  - (a) That a "Permit Parking" regulation be implemented on the south side of Burton Street commencing at Cheever Street and extending to a point 267 feet easterly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to each of the first eleven eligible applicants residing on the south side of Burton Street between Cheever and No. 162 Burton Street; and
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
8. That the Director of Traffic Services be authorized to issue a time limit exemption permit to Mr. Mariusz Zdanowski, No. 1002 - 150 Market Street.
9.
  - (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of West 3rd Street between Richwill Road and South Bend Road West; and
  - (b) That the City Traffic By-law 89-72 be amended accordingly.

10. (a) That the existing "Three Hour Parking Time Limit, 8:00 a.m. to 8:00 p.m. Monday to Saturday" regulation on both sides of Arthur Avenue North between King Street East and Wilson Street be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
11. (a) That a "No Parking, 9:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of West 35th Street between Bendamere Avenue and Leslie Avenue; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
12. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side of Carrick Avenue commencing at King Street East and extending to a point 138 feet southerly therefrom and on the west side commencing at King Street East and extending to a point 127 feet southerly therefrom, be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
13. (a) That a "Permit Parking" regulation be implemented on the west side of Caroline Street South commencing at a point 126 feet south of Bold Street and extending to a point 18 feet southerly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Peter Kavouras, 154 Caroline Street South; and  
(c) That the City Traffic By-law 89-72 be amended accordingly.
14. (a) That a "Permit Parking" regulation be implemented on the west side of Leeming Street commencing at a point 66 feet south of Wright Avenue and extending to a point 18 feet southerly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Ms. Judy Simpkins, 75 Leeming Street; and  
(c) That the City Traffic By-law 89-72 be amended accordingly.



15. (a) That a "No Stopping, Wheelchair Loading Only, 9:00 a.m. to 11:00 p.m, seven days a week" regulation be implemented on the north side of Vickers Road commencing at a point 86 feet west of Upper Wentworth Street and extending to a point 30 feet westerly therefrom; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
16. (a) That a "Permit Parking" regulation be implemented on the south side of McAnulty Boulevard commencing at a point 38 feet east of the east curb line of Benson Avenue and extending to a point 25 feet easterly therefrom, and on the north side commencing at a point 95 feet east of Benson Avenue and extending to a point 23 feet easterly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Roy Blore, No. 164 McAnulty Boulevard; and  
(c) That the City Traffic By-law 89-72 be amended accordingly.
17. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of Ferguson Avenue North between Kelly Street and Wilson Street; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
18. (a) That the existing "One Hour Parking Time Limit, 9:00 a.m. to 2:00 p.m., Monday to Friday" regulation on both sides of Green Meadow Road between Everton Avenue and Queensdale Avenue East, be removed; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
19. (a) That a "No Parking 11:00 a.m. - 3:00 p.m., 3rd Tuesday of each month April to November" regulation be implemented on the east side of Tisdale Street South between Main and King Streets; and  
(b) That the City Traffic By-law 89-72 be amended accordingly.
20. That the Director of Traffic Services be authorized to issue upon request one time limit exemption permit to each of the first six eligible applicants residing in the condominium complexes at 836 to 840 Concession Street, on a first come first serve basis.

21. (a) That the existing "Permit Parking" regulation on the west side of Strathearne Avenue commencing at a point 183 feet south of the north end of the street and extending to a point 28 feet southerly therefrom, be removed; and
- (b) That the City Traffic By-law 89-72 be amended accordingly.
22. (a) That eastbound traffic on Harold Street be required to stop for northbound and southbound traffic on Lower Horning Road; and
- (b) That the City Traffic By-law 89-72 be amending accordingly.
23. (a) That the following submitted schedule of works be adopted for inclusion in the Subdivision Agreement with the Owners for the estimated costs of services in:

" DICENZO GARDENS - PHASE 4 ", Hamilton

City's Share Nil

Owner's Share - \$ 40,567.

- i. That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owners of DiCenzo Gardens - Phase 4, Hamilton as well as and any other related documents for this Subdivision subject to the approval of the City Solicitor; and,
  - ii. That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,
  - iii. That in the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing.
- (b) That the following submitted schedule of works be adopted for inclusion in the Modified Subdivision Agreement with the Owners for the estimated costs of services in:

" SEVERANCE APPLICATIONS H-89-93 TO H-93-93 ", Hamilton

City's Share \$1,265.

Owner's Share - \$37,786.



- i. That the Finance and Administration Committee recommend the method of financing the City's Share; and,
  - ii. That the Mayor and City Clerk be authorized and directed to execute the proposed Modified Subdivision Agreement with the Owners of Severance Applications H-89-93 to H-93-93, Hamilton as well as and any other related documents for this development subject to the approval of the City Solicitor.
24. (a) That the following City lands be incorporated into the street in order to complete the final street width or to provide access to newly registered subdivision developments:
- |                    |             |                |
|--------------------|-------------|----------------|
| Appleblossom Drive | Parts 5 & 6 | Plan 62R-11052 |
| Appleblossom Drive | Parts 4 & 5 | Plan 62R-12104 |
| Appleblossom Drive | Block 31    | Plan 62M-710   |
| Appleblossom Drive | Block 13    | Plan 62M-751   |
| Brigadoon Drive    | Block 32    | Plan 62M-710   |
- (b) That the by-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council; and,
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
25. (a) That an Offer to Purchase, duly executed by the Purchasers, William P. Curtis and Elizabeth F. Curtis, on 1994 April 11 and scheduled to close on or before 1994 September 9, for the lands composed of Lot 11, Registered Plan 458 (Aberdeen Survey), shown as Parts 1, 2, 3 and 4 on Plan 62R-12948, having a frontage of 28.499 metres (93.50 feet) more or less, along the north side of Aberdeen Avenue, comprising an area of 433.88 square metres (4,670.43 square feet) more or less, known municipally as 596 Aberdeen Avenue, Hamilton, be approved and completed and the funds derived from this sale of \$10,000. be credited to Account No. CH4X501 00102 (Sale of Property - Reserve for Property Purchases); and,
- (b) That Part 4 on Plan 62R-12948 will be subject to a sewer easement in favour of the Regional Municipality of Hamilton-Wentworth; and,
- (c) That the required deposit in the amount of \$1,000. be held by the City Treasurer pending City Council approval; and,
- (d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents in a form satisfactory to the City Solicitor.

26. That the City Solicitor be authorized to amend Noise Control By-law No. 79-292 to incorporate the Provincial Standard on air conditioning devices NPC-216.
27. That a purchase order be issued to Cannon Nurseries Neil Vanderkruk Holdings Inc., Dundas, in the amount of \$111,892.24 including all applicable taxes, being the lowest complete quotation of nine received in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and be financed through various Tree Planting Accounts.
28. That a purchase order be issued to Jannell Mechanical Consultants Limited, 300 Lake Avenue North, Hamilton, in the amount of \$77,152.35 (includes \$6,205.29 G.S.T.) for the HVAC Retrofit/Modification to the Traffic Operations Centre, 1375 Upper Ottawa Street, Hamilton.
29.
  - (a) That the proposed alterations to the roadway, sidewalks and curbs between 110 and 118 Dana Drive and 108 and 112 Norrie Avenue as outlined on Appendix "A" attached hereto dated 1994 April 27, be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990 and the necessary alteration By-Law be prepared by the City Solicitor and advertised by the City Clerk; and,
  - (b) That the Director of Public Works be authorized to construct these works once all the necessary approvals are received; and,
  - (c) That the cost of the work estimated at \$13,000. be financed from Account CH5X30300102 Reserve for Property Purchases; and,
30.
  - (a) That the evening rush hour stopping prohibition on the east side of John Street between Barton Street and Murray Street be removed; and
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
31.
  - (a) That Pedestrian Priority Signals be installed at the intersections of Cannon Street East at Balmoral Avenue North and James Street North at Simcoe Street; and
  - (b) That following a suitable introductory period the School Crossing Guards be removed from the intersections of Cannon Street East at Balmoral Avenue North and James Street North at Simcoe Street; and
  - (c) That the southbound bus stop at James Street North and Simcoe Street be relocated 40 feet northerly; and
  - (d) That City Traffic By-Law 89-72 be amended accordingly.

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32. That the contract position of Traffic Operations Technologist, Schedule E-14, as presently established in the City of Hamilton Traffic Department, be extended for a duration of 24 months.
33. (a) That the information signing on King Street West be improved by the installation of two cantilever signs in the area west of Macklin Street, at an estimated cost not to exceed \$7,000. to be borne by the Regional Municipality of Hamilton-Wentworth; and,
- (b) That appropriate changes be made to the existing signs to clarify directions to Highway No. 2 and Highway No. 8 - Main Street and "Westdale Village" - King Street respectively; and,
- (c) That no physical change be made to the traffic island/sidewalk on the north and south sides of King Street in the area between Marion Avenue and Paisley Avenue but rather that the present appearance be preserved and that pedestrian access to the islands be precluded by use of plant material/landscaping and that the Ward Aldermen, Westdale B.I.A. representatives, Director of Public Works and other City Staff meet to discuss the upgrades and report back to the Committee on the issue; and,
- (d) That the "No Stopping" 4:00 p.m. to 6:00 p.m., Monday to Friday" regulation on the north side of King Street West between Sterling Street and Forsyth Avenue be removed and that staff report back to the Committee on the implications of this action in six months time.
34. (a) That the reconstruction of the roadway, sidewalks and curbs on Dunsmuir Road between Gage Avenue and King Street be included in the 1994 Reconstruction Program, and;
- (b) That the Senior Director of Roads be authorized and directed to construct these works on behalf of the City, once all the necessary approvals have been received.



35. (a) That the estimated costs in the following local improvement projects be increased:
- i. The alley between Fairfield Avenue North and Paling Avenue North from Britannia Avenue to the north limit of 255 Paling Avenue North (north-south alley). Increase in the approved City Share from \$8,924 to \$33,924.
  - ii. The alley first north of Barton Street East from Tragina Avenue North to Weir Street North (east-west alley). Increase in the approved City Share from \$25,175 to \$35,175.
- (b) That the Finance and Administration Committee be requested to recommend a source of funds for these increased costs.
36. That the painting of a mural on the stairway abutment on James Street South by the Native Indian/Inuit Photographers' Association (N.I.P.A) be approved subject to the following conditions:
- (a) That N.I.P.A. provide evidence of \$2 million Comprehensive General Liability Insurance; and,
  - (b) That N.I.P.A. provide a Certificate of Insurance evidencing the City of Hamilton's insurance requirements and that the said Certificate of Insurance provide the Corporation of the City of Hamilton as a named insured and that the policy is subject to cross liability and severability provisions; and,
  - (c) That the final design for the mural be submitted to the Parks and Recreation Committee and Arts Advisory Sub-Committee for endorsement; and,
  - (d) That the ongoing maintenance of the mural be the responsibility of N.I.P.A. as agreed to by the Association in the proposal; and,
  - (e) That N.I.P.A. work with staff from the Public Works Department to ensure that the method of fastening the mural to the stairway abutment is satisfactory to the Director of Public Works.



37. (a) That the Director of Property be directed to negotiate with Mr. and Mrs. C. Skypas, for the acquisition of two (2) parcels of land in the Regional Municipality of Hamilton-Wentworth, in the City of Hamilton, geographic Township of Barton, being part of Lot 13, Concession 7, having first, Parcel A, a width of 20.0 metres (65.61 feet) more or less, along the current westerly limit of the north extension of Colin Crescent, by a length of 33.772 metres (110.80 feet) more or less, and comprising a total area of 675.44 square metres (7,270.61 square feet) more or less, and secondly, Parcel B, being a portion of the same Lot 13, Concession 7, having a width of 10.0 metres (32.80 feet) more or less, along the current westerly limit of the southerly extension of Colin Crescent, by a length of 29.784 metres (97.72 feet) more or less, and comprising a total area of 297.84 square metres (3,206.03 square feet) more or less, for the purposes of providing future road access to the interior lands of the Jerome Neighbourhood. The necessary expenditures are to be charged to Account No. CH5X303 00107 (Services Through Unsubdivided Lands); and,
- (b) That in the event the Director of Property is unsuccessful in negotiating the purchase of the required lands on or before 1994 June 15, the City Clerk be authorized and directed to:
- i. Give Notice of the City's Application as expropriating authority to all owners, registered owners and tenants (as defined in the Expropriations Act) of the said land; and,
  - ii. Advertise Notice of the City's application in a newspaper as required by the Expropriations Act; and,
  - iii. Sign and receive the said Application for Approval to Expropriate.
- (c) That the Director of Property be authorized to retain an independent fee appraiser to prepare an appraisal of market value; and,
- (d) That the Regional Surveyor be authorized and directed to prepare the necessary survey; and,
- (e) That all related costs of the acquisition and expropriation be charged to Account No. CH5X303 00107 (Services Through Unsubdivided Lands).
38. That permission be granted to the Region to remove four (4) trees on City property on Iona Avenue, from west of Yarmouth Court easterly to the end of the street (2 trees), and on land just east of Iona Avenue (2 trees) in connection with the proposed Iona sanitary trunk sewer.

39. (a) That the Regional Municipality of Hamilton-Wentworth and its agents or contractors, be permitted to install and maintain bicycle racks upon the road allowances of City of Hamilton streets, subject to the following criteria:
- i. the Region will indemnify and save the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss arising from the permission herein granted;
  - ii. bicycle racks shall not be placed/installed:
    1. in such a manner as, in the opinion of the City, may obstruct pedestrian or wheelchair traffic and in no case, shall a bicycle rack be placed on a sidewalk having a width of 2.0 metres or less;
    2. within 6.0 metres of any fire hydrant;
    3. so as to interfere with or obstruct any street maintenance operation and in no case, shall a bicycle rack be within 11.0 metres of a bus stop during the months of December to April, inclusive of each year;
    4. at bus stops with transit shelters where advertising is on the transit shelter. This restriction is not to apply to bicycle racks for charitable organizations or for bicycle racks without advertising;
    5. until prior approval of each bicycle rack location is received from the Commissioner of Transportation/Environmental Services, and in all commercial areas bicycle racks shall not be installed without first obtaining the approval of the Neighbourhood Business Association. All bicycle racks shall be maintained to the satisfaction of the Commissioner of Transportation/Environmental Services.
- (b) That all maintenance and repairs to the bicycle racks must be made so as not to interfere with pedestrian traffic or the travelled portion of the roadway; and,
- (c) That the Finance and Administration Committee be requested to consider the Region's request to install bicycle racks upon City owned property other than road allowances.

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40. That approval be given to St. Mary's Church to close Sheaffe Street from Park Street easterly in order to hold a festival on Saturday 1994 May 21, from 4:00 o'clock p.m. to 1:00 o'clock a.m.; Sunday 1994 May 22, from 4:00 o'clock p.m. to 11:00 o'clock p.m.; Saturday 1994 June 25 from 4:00 o'clock p.m. to 1:00 o'clock a.m. and Sunday 1994 June 26, from 4:00 o'clock p.m. to 11:00 o'clock p.m., subject to the following conditions:
- (a) That approval from Regional Police Services be received if necessary; and,
  - (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City and Region as an added insured party with a provision for cross liability, and holding the City and Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (d) That all barricading be supplied by and at the expense of the applicant; and,
  - (e) That "Temporary Road Closure" signs be installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
  - (i) That a temporary exemption from Noise Control By-law No. 79-292 be granted to the applicant.



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41. That approval be given to J. Goodwin, agent for the March for Jesus Committee (304 Eastdale Boulevard, Stoney Creek) to temporarily close the following City Roads in Hamilton on Saturday 1994 June 25, between 1:30 o'clock p.m. and 6:00 o'clock p.m. to hold the March for Jesus parade:

Ferguson Street from Wilson Street to King Street  
MacNab Street from King Street to Main Street West

Subject to the following conditions:

- (a) That approval from Regional Police Services be received; and,
- (b) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and the Region of Hamilton-Wentworth as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
- (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
- (d) That all barricading be supplied by and at the expense of the applicant; and,
- (e) That temporary road closure signs be installed in advance by the City of Hamilton, Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
- (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,
- (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
- (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.



42. (a) That the proposed alteration to the roadway of Dundurn Street South, west side from approximately 15 m south of Aberdeen to approximately 25 m southerly by the construction of a temporary curb stone island approximately 2.2 m by 10.6 m be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statues of Ontario 1990 and the necessary Alteration By-law be prepared by the City Solicitor and advertised by the City Clerk; and,
- (b) That the Director of Public Works be authorized to install these curb stones once all the necessary approvals are received.
43. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of G. Hymas to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, from 7:00 o'clock a.m. until 5:00 o'clock p.m. every Sunday and statutory holiday from 1994 May 1 to 1994 July 3, for a street market and entertainment event, subject to the following conditions:
- (a) That approval from Regional Police Services be received; and,
- (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City of Hamilton and the Region of Hamilton-Wentworth as an added insured party, with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
- (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
- (d) That all barricading be supplied by and at the expense of the applicant; and,
- (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services at the expense of the applicant; and,
- (f) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,
- (g) That no property owner or tenant within the barricaded area be denied access to their property upon request; and,
- (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.

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44. That leave be granted to introduce the following Bills:

- A-28      A By-law to Incorporate City Lands Designated as  
             Parts 5 and 6, Plan 62R-11052, Parts 4 and 5,  
             Plan 62R-12104, Block 31, Plan 62M-710 and  
             Block 13, Plan 62M-751 into Appleblossom Drive
- A-29      A By-law to Incorporate City Lands Designated  
             as Block 32, Plan 62M-710 into Brigadoon Drive
- A-30      A By-law to Amend By-law No. 79-292 to Control Noise
- A-31      A By-law to Amend By-law No. 89-72 to Regulate Traffic
- A-32      A By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1994 May 2**









*PARKS AND RECREATION COMMITTEE REPORT*

*COPY TO FOLLOW*



1994 May 10

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **EIGHTH** Report for 1994 and respectfully recommends:

1. That approval be given to Zoning Application 94-06, Guy Amodeo, prospective owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the development of the subject lands for single-family dwellings, for property located at the rear of 379 Rymal Road East, shown on the attached map marked as Appendix "A", on the following basis:
  - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (b) That the Director of Local Planning be directed to prepare a By-law to amend Zoning By-law No. 6593 in a form satisfactory to the City Solicitor, and Zoning District Map E-18D for presentation to City Council; and,
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
2. That approval be given to amended Zoning Application 93-40, Luval Enterprises Limited, owners, requesting changes in zoning from "DE-3"-'H' (Multiple Dwellings - Holding) District to "RT-20"-'H' (Townhouse-Maisonette - Holding) District - Modified for Block "1"; from "DE-3"-'H' (Multiple Dwellings - Holding) District to "R-4"-'H' (Small Lot Single-Family Detached - Holding) District for Block "2"; from "RT-30"-'H' (Street Townhouse - Holding) District to "R-4"-'H' (Small Lot Single-Family Detached - Holding) District for Block "3"; and from "RT-30"-'H' (Street Townhouse - Holding) District to "C"-'H' (Urban Protected Residential, etc. - Holding) District for Block "4", for lands located south of Mud Street and west of Upper Mount Albion Road, shown as Blocks "1", "2", "3", and "4" on the attached map marked as Appendix "B", on the following basis:



- (a) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O., to the subject lands by introducing the holding symbol 'H' as a suffix to the proposed Zoning Districts. The holding provision will prohibit development of the subject lands until the applicant/owner has entered into a Modified Subdivision Agreement with City/Region, and Access Agreements with the Region, to the satisfaction of the Regional Roads Department.

Removal of the holding restriction shall be conditional upon the applicant/owner entering into a Modified Subdivision Agreement with the City/Region, and an Access Agreement with the Region, to the satisfaction of the Regional Roads Department. City Council may remove the 'H' symbol, and thereby give effect to the "C", "RT-20", and "R-4" District provisions as stipulated in this By-law by the enactment of an amending By-law.

- (b) That Block "1" be rezoned from "DE-3"-'H' (Multiple Dwellings - Holding) District to "RT-20"-'H' (Townhouse-Maisonette - Holding) District;
- (c) That the "RT-20" (Townhouse-Maisonette) District regulations as contained in Section 10 of By-law No. 6593, applicable to Block "1", be modified to include the following variance as a special requirement:
  - (i) That notwithstanding Section 10(2)(a) of By-law No. 6593, Street Townhouse Dwellings shall not be permitted;
- (d) That Block "2" be rezoned from "DE-3"-'H' (Multiple Dwellings - Holding) District to "R-4"-'H' (Small Lot Single-Family Detached - Holding) District;
- (e) That Block "3" be rezoned from "RT-30"-'H' (Street Townhouse - Holding) District to "R-4"-'H' (Small Lot Single-Family Detached - Holding) District;
- (f) That Block "4" be rezoned from "RT-30"-'H' (Street Townhouse - Holding) District to "C"-'H' (Urban Protected Residential, etc. - Holding) District;
- (g) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1328, and that Block "1" on Zoning District Map E-79B be notated S-1328;

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- (h) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-79B for presentation to City Council;
  - (i) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (j) That the Albion Falls Neighbourhood Plan be amended by redesignating Block "1" from "Medium Density Apartments" to "Attached Housing", Block "2" from "Medium Density Apartments" to "Single and Double Residential", and Blocks "3" and "4" from "Attached Housing" to "Single and Double Residential".
3. (a) That future applications for boulevard parking agreements for buildings designated under the Ontario Heritage Act be circulated to LACAC for their comments.
- (b) That the designation process for buildings and districts proposed for designation under the Ontario Heritage Act include a review of the appropriateness of permitting front-yard parking/boulevard parking for the building or district.
4. That the Building Department be directed to formalize with the Ministry of Community and Social Services the trial programme regarding home rehabilitation assistance for homeowners in receipt of family benefits.
5. (a) That approval be given to the "Intent to Designate" the Veevers Home at 22 Veevers Drive as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation attached hereto and marked as Appendix "C", and,
- (b) That the City Solicitor be authorized as directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

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6. That the City of Hamilton accept the sum of \$20,770. as cash payment in lieu of the 5% land dedication in connection with "Claudette Gardens - Phase 5", Hamilton, this being the cash payment required under Section 51 of the Planning Act.

The lands of "Claudette Gardens - Phase 5" are located west of Garth Street and north of Rymal Road West in the Falkirk East Planning Neighbourhood.

7. That the Mayor and City Clerk be authorized and directed to execute the necessary documents to release the property at 1060-1088 Rymal Road East, Hamilton, known as Lot 9 and Block 16, Plan M-352, Hamilton Industrial Park No. 3, from the construction covenants to the City as contained in Instrument Nos. 186944 L.T. and 186945 L.T. registered on 1986 October 8.
8. That \$10,000. be provided for the Sixth Annual Business Development Seminar that is being held on 1994 October 26, from Phase IV of the Downtown Action Plan Account Number CF 5200-428803000.
9. (a) That approval be given to application 25CDM-94001, Tommar Construction Co. Limited, owner, to establish a draft plan of condominium located at 2774 King Street East at Greenhill Avenue, subject to the following condition:
  - (i) That this approval apply to the plan prepared by S.D. McLaren, O.L.S., (A. T. McLaren Limited), dated 1994 February 24, and revised in red, showing 43 residential townhouse units; and,
  - (ii) That the owner satisfy all outstanding requirements under Site Plan Application DA-94-04 to the satisfaction of the City of Hamilton prior to registration of the Final Plan of Condominium;
- (b) That the City Clerk be directed to advise the Regional Commissioner of Planning and Development of Council's decision.
10. (a) That no additional changes be made to the approved Kirkendall North Neighbourhood Plan, at this time; and,



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- (b) That the Kirkendall/Chedoke Modified Neighbourhood Plan Review Committee has fulfilled its mandate and therefore, should officially be disbanded. However, the group should be encouraged to meet on an informal basis, with staff to attend as required and to address specific issues.
11. That the Building Commissioner be authorized to issue demolition permits for:
- (a) 772 West 5th Street
  - (b) 788 West 5th Street
  - (c) 1790 Main Street West
  - (d) 1796 Main Street West
  - (e) 1812 Main Street West
  - (f) 149 Macauley Street
12. That a Commercial Loan in the amount of seven thousand, one hundred and five dollars (\$7,105.) be approved for John and Helen Mouskos. The interest rate will be 2 3/4 percent amortized over 10 years.
13. That an Ad Hoc Sub-Committee of the Planning and Development Committee be struck to negotiate and deal with matters with regard to the Hamilton Harbour Commissioners and that this Committee be composed of all nine members of the Planning and Development Committee and that this Committee not be bound by quorum.
14. That Item 5A of the 4th Report of the Planning and Development Committee, adopted by City Council on March 8, 1994 be amended by deleting paragraphs (b), (c), (d), (g), (h) and (j) and substituting the following therefor:
- (b) The owner shall provide the City with financial security for 75% of the estimated cost of the exterior works required by the approved Site Plans (exclusive of the building(s));
  - (c) The owner shall provide such security in the form satisfactory to the City Treasurer and prior to the City's execution of the Site plan Agreement. The security, if necessary, shall be used to complete and/or rectify works in



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accordance with the approved site plans and restore adjacent municipal property damaged during construction. Costs in excess of the security held shall be paid by the owner and, if necessary, added to the tax roll for recovery in the same manner as taxes;

- (d) Notwithstanding items, (b) and (c) above, City Council may exempt projects being carried out by government (Federal, Provincial and Municipal), as well as School Boards projects, from providing securities;
- (g) Site Plan Agreements will be required to be registered on title;
- (h) A Building Permit shall be issued only after
  - security has been received by the City Treasurer;
  - a lawyer's Certificate has been received confirming registration of the Site Plan Agreement and an Easement in favour of the City;
  - the other usual requirements for the permit are fulfilled;
- (j) Where the Building Commissioner is satisfied with,
  - (i) a professional Engineer's certificate that the grading and retaining walls shown on a Site Plan Agreement have been completed; and
  - (ii) a professional Engineer's, Architect's or Landscape Architect's Certificate that the balance of the required exterior works have been completed, then the Building Commissioner may request the City Treasurer to release the security held under a Site Plan Agreement to the current owner (provided that the owner's lawyer certifies that the owner requesting the refund is the current owner);
- (k) The Planning and Development Committee forward its concerns about the licensing of Public Parking Lots to the Clerk's Department and the Finance and Administration Committee;
- (l) The Building Department deal with maintenance issues arising out of registered Site Plan Agreements.

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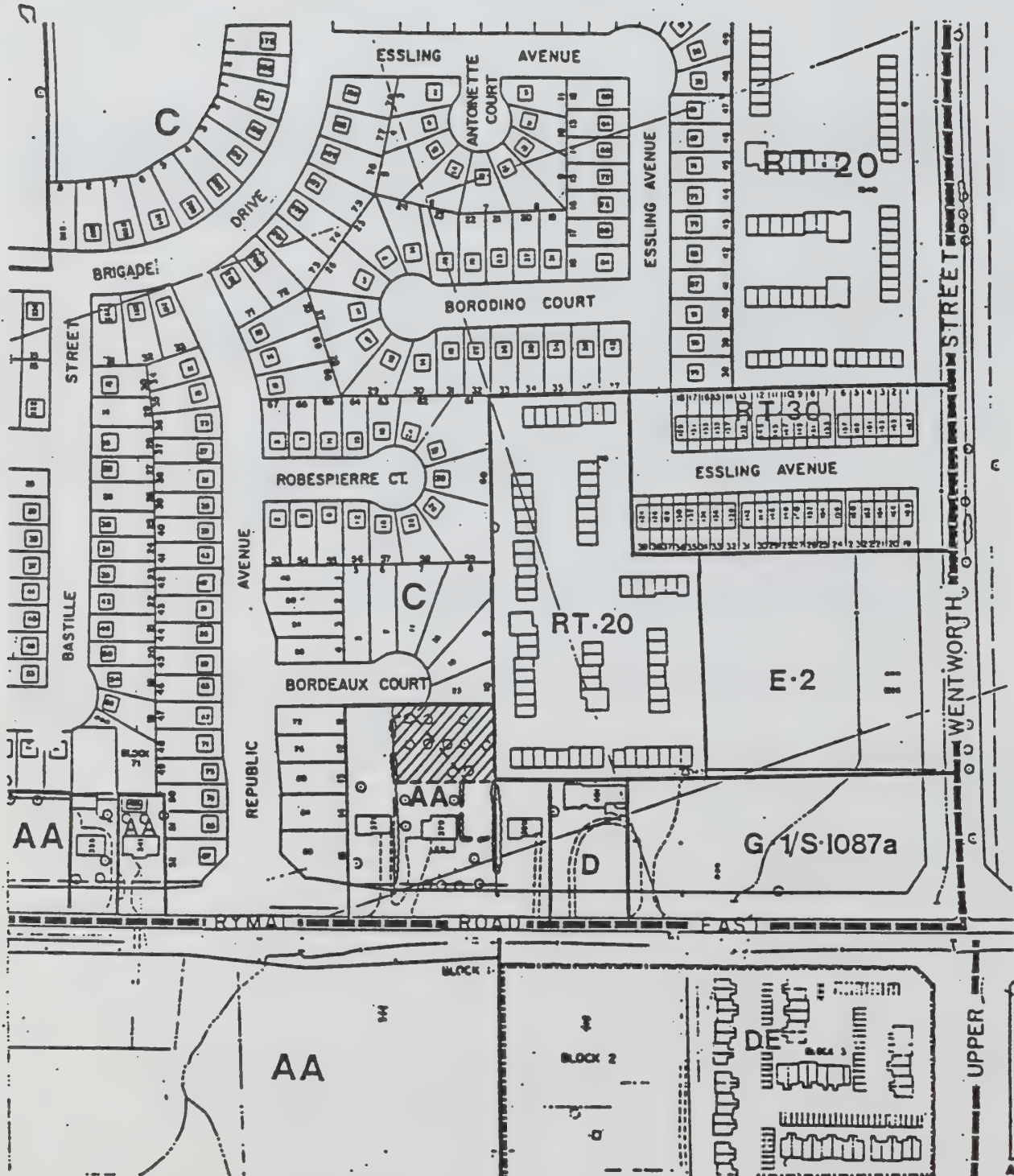
- (m) The requirement of 75 per cent securities be applied retroactively to site plans where 100 per cent securities have been posted, at the request of the owner, provided that the site plan has been or is registered on title to the subject plan.
15. That leave be granted to introduce the following Bills:
- (a) C-22 A By-law to amend Zoning By-law No. 6593 respecting lands located south of Mud Street and West of Upper Mount Albion Road.
  - (b) C-23 A By-law to adopt Official Plan Amendment No. 125 respecting lands located west of Pritchard Road between Stone Church Road East and Rymal Road East within the Hannon North Neighbourhood.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT  
COMMITTEE**

**Tina Agnello  
Secretary  
1994 May 4**

1994 May 10



Legend



Site of the Application

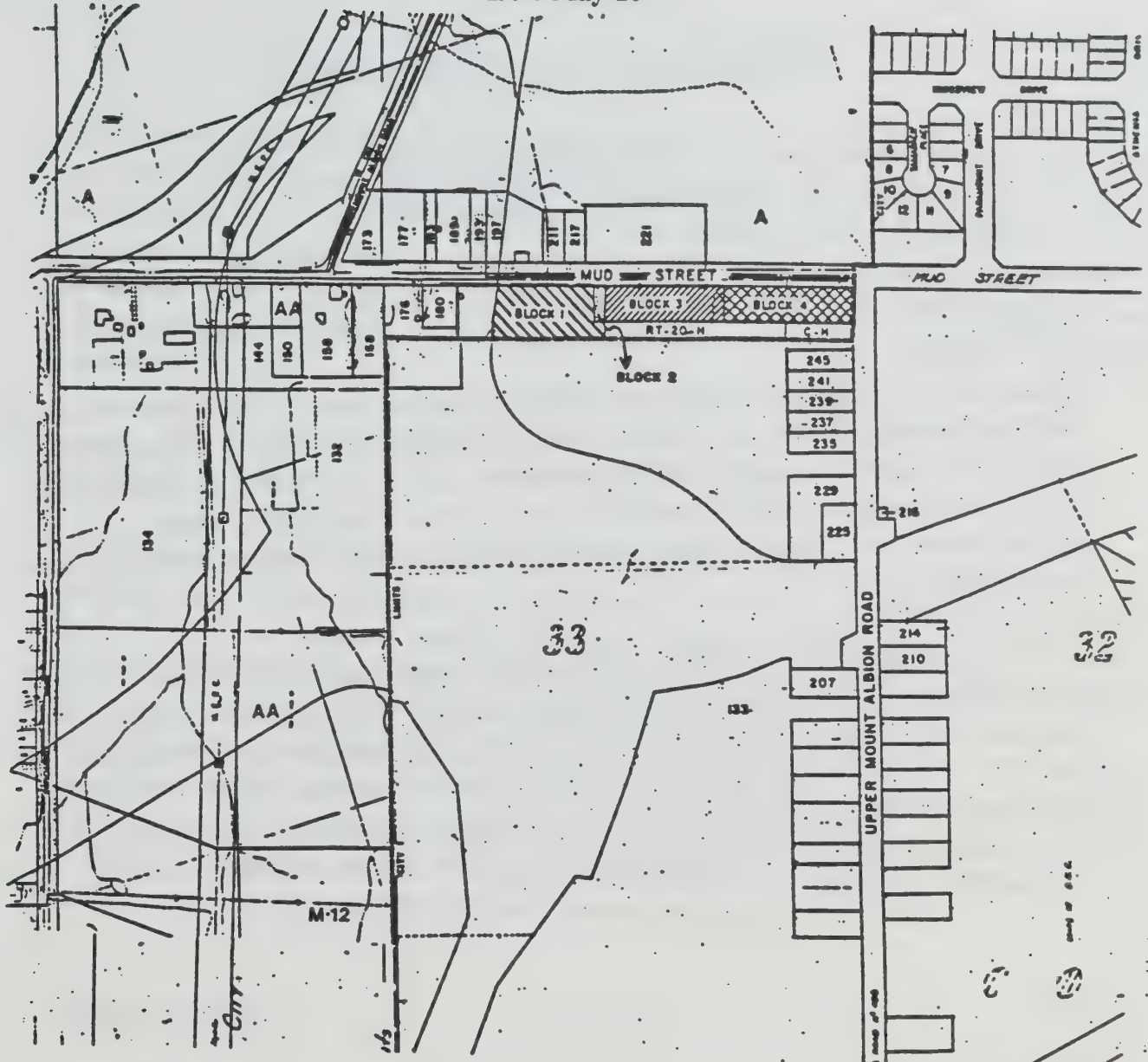
C-8



ZAC-94-06


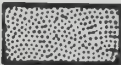
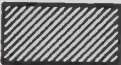
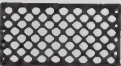


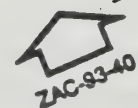
1994 May 10



### Legend

Proposed change in zoning from:

- |         |   |   |
|---------|---|---|
| BLOCK 1 |  | "DE-3"- "H" (Multiple Dwellings - Holding) District to<br>"RT-20"- "H" (Townhouse - Maisonette - Holding) District.         |
| BLOCK 2 |  | "DE-3"- "H" (Multiple Dwellings - Holding) District to<br>"R-4"- "H" (Small Lot Single-Family Detached - Holding) District. |
| BLOCK 3 |  | "RT-30"- "H" (Street Townhouse - Holding) District to<br>"R-4"- "H" (Small Lot Single-Family Detached - Holding) District.  |
| BLOCK 4 |  | "RT-30"- "H" (Street Townhouse - Holding) District to<br>"C"- "H" (Urban Protected Residential, etc. - Holding) District.   |





1994 May 10

## REASONS FOR DESIGNATION

### **The Veevers Home 22 Veevers Drive, Hamilton**

#### Context

The former home of Ronald and Bertram Veevers, generously donated by the two brothers to the City of Hamilton in 1985, comprises an enlarged 1850s stone farmhouse and attractive 1.5 acre garden situated near the base of the escarpment just east of the Red Hill Creek Valley. The subdivision of the original 200-acre farm in the 1960s and early 1970s reduced the Veevers property to a total of 12 acres, including a separate 10.5 acre parcel of undeveloped escarpment land.

Up until the 1950s, the farmhouse stood in its original form atop a hill surrounded by rolling pastures, woodland and orchards. Landscaping around the house, largely completed in the 1950s and 1960s, created a parklike setting of special horticultural interest featuring lawns with alleys of trees, rose and tulip beds, and a rockery. Now enclosed by a high Iron fence, this garden oasis effectively buffers the house from the engulfing 20th century suburban development, dominated by single-family homes to the north and east and high-rise apartments to the west.

#### History

Today the Veevers Home stands as a vestige from the pioneer farming era, dating back to the early settlement of Saltfleet Township, when it was closely associated with two important pioneer families: the Deans and the Gages. The original 200-acre crown grant to John Thatcher was purchased in 1834 by James Dean, who erected the present stone farmhouse between 1851 and 1861. Sold in 1871 to John Gage, the house and farm remained in his possession until 1912. The property then changed hands three more times before it was purchased in 1934 by Ronald, Bertram, Cyril and Raymond Veevers and occupied by all eight members of the Veevers family.

1994 May 10

The Veevers brothers ran a large and successful fruit and dairy farm, raising a sizable herd of Holstein cattle, and up to the 1940s operated their own dairy. Farming activities were subsequently scaled down and only the two elder brothers, Ronald and Bertram, remained on the farm. The surplus land was sold for development and the last 12 acres, including the farmhouse and 1.5 acre garden, was deeded to the City of Hamilton for public use. The two brothers retained the use of the house and garden until the death of the last surviving brother in 1993.

### Architecture

This 1 1/2 storey house, built of rough-hewn stone quarried from the escarpment, is a relatively rare example of a pre-Confederation stone farmhouse in the Hamilton area and, in its original form, a very good example of its type. It has the fine masonrywork, wide horizontal proportions and restrained ornamentation characteristic of early settlers' houses dating from the 1820s through the 1850s. The well-proportioned, symmetrical five-bay facade originally featured a wide doorway with a panelled wood door and sidelights, and a somewhat unusual row of low square, upper storey windows. As a result of extensive renovations undertaken in 1968, these square windows were replaced by higher and taller dormers and the doorway was modified. Despite these alterations and two modern additions, the house is in excellent condition and retains much of its original character, at least on the exterior.

### Designated Features

Important to the preservation of 22 Veevers Drive are the original features of all four facades of the 1850s farmhouse, including the stone masonry walls, end chimneys, flat-arched lintels and solid stone sills, the denticulated returned eaves, and the original door and window openings. Excluded are the two-storey wing and garage added to the rear (south-east corner), the glass conservatory (rear), and the modern front door and dormer windows.









1994 May 10

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **EIGHTH** Report for 1994 and respectfully recommends:

1. That as referred to in Section 35 of the Eighth Report for 1994 of the Transport and Environment Committee, the City Solicitor be authorized to revise the appropriate By-laws for the following local improvement projects previously authorized by Council and the increased cost of the City's share in the total amount of \$35,000. be financed from the 1994 Capital Levy, Account Centre No. CH 22002:
  - (a) That the City's share of the cost be revised from \$8,924. to \$33,924. for the construction of an alley between Fairfield Avenue North and Paling Avenue North from Britannia Avenue to the north limit of 255 Paling Avenue North (north-south alley); and,
  - (b) That the City's share of the cost be revised from \$25,175. to \$35,175. for the construction of an alley first north of Barton Street East from Tragina Avenue North to Weir Street North (east-west alley).
2. That the listing of Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton to 1994 April 27, attached herewith and marked Appendix "A", be approved.
3. That the City Treasurer be directed to close the following Capital Project account with the excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
319341011	125 Barton West - Roof Replacement	\$300,000.00	\$284,282.09	\$15,717.91	Reserve for Capital Projects
TOTAL				\$15,717.91	

1994 May 10

4. That the Liquor Licence Board of Ontario be advised that the City of Hamilton is aware of, and has no objection, to the issuance of an extension of liquor licence permit to Cricket's Eatery located at 1900 King Street East on Sunday, 1994 May 22nd, from 7:00-11:00 p.m. for the purpose of holding a "Spring Fling" in conjunction with the Rosedale Business Association.
5. That the Council of the Corporation of the City of Hamilton deem the annual festivals of the St. Mary's Portuguese Parish to be held 1994 May 21-22 (St. Holy Spirit Fraternity); 1994 July 2-3 (St. Peter's Holy Fraternity); 1994 August 12-14 (Our Lady of the Angels); 1994 August 19-21 (St. Cecilia Festival) to be community festivals of municipal significance, and as such have no objection to the issuance of a Special Occasion Permit for these Festivals, on the condition that the Permits specify a time limit of 11:00 o'clock p.m.
6.
  - (a) That approval be granted to the Heart and Stroke Foundation of Ontario to use the City Hall forecourt on Friday, 1994 May 20 from 10:00 a.m. to 2:00 p.m. as the start and finish point and registration area for its "Big Bike Ride for Stroke" fundraising event; and,
  - (b) That the City Clerk be given the authority to approve of a similar use in future years provided it does not interfere with any other activity.
7. That a purchase order be issued to Graphic Papers, Kitchener, for the supply and delivery of fine paper to various department as and when required during 1994, being the lowest complete of four tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through various approved accounts.
8.
  - (a) That the Property Department, with the co-operation of the Pathway Committee (a Subcommittee of the Regional Committee for Persons with Physical Disabilities), apply yellow striping, on an experimental basis, at the edging of four stairs leading to the north east entrance of the City Hall building; and,
  - (b) That the Property Department, with the co-operation of the Pathway Committee assess the success of the experimental project after 1 year. The results of the assessment will be the determining factor in applying yellow striping in other locations of the City Hall grounds and other public buildings; and,

1994 May 10

- (c) That the total cost of \$1,000. be expended from the Capital Funds Account 319441017 ( Barrier Free Design Modifications, All City Owned Buildings.); and,
  - (d) That upon the success of the experimental project, a cost estimate of the overall project, including annual maintenance budget be presented to the Finance and Administration Committee for approval.
9. That the holding of Special Bingo Events (Monster Bingos) in the City of Hamilton be approved.
10. That in accordance with Section 26(1)(2) of Ontario Regulation 546/90 of the Liquor Licence Act, 1990, the Council of the Corporation of the City of Hamilton deems the 1994 World Championships of Basketball, being co-hosted by Hamilton, and being held on 1994 August 4-14, to be an event of municipal/national significance, and as such is worthy of consideration of extended hours of operation at all existing licensed establishments to a 2:00 a.m. closing.
11. That the Mayor and a maximum of six (6) Aldermen be authorized to attend the 1994 Annual Conference of the Association of Municipalities of Ontario being held 1994 August 21-24 in Toronto, Ontario.
12. (a) That the following Job Sharing Policy be approved and implemented:
- "The City of Hamilton encourages an environment that enables employees to submit requests for job sharing of permanent full time positions".
- (b) That the Commissioner of Human Resources be authorized and directed to establish administrative guidelines to ensure effective implementation of the Job Sharing Policy
- (c) That the Job Sharing Policy be incorporated in the Corporate Policy Manual.
13. That the Corporation of the City of Hamilton confirm its Policy on Conflict of Interest adopted by City Council on 1980 January 29, as attached herewith and marked Appendix "B".



1994 May 10

14.
  - (a) That the revisions to the Purchasing Policy, as bolded on the Corporate Purchasing Policy attached herewith and marked Appendix "C", be approved; and,
  - (b) That the revised Purchasing Policy be included in the Corporate Policy Manual.
15. That the City Solicitor be authorized and directed to prepare by-laws to:
  - (a) Repeal By-law 84-108 which appointed an Acting Treasurer; and,
  - (b) Appoint Mr. Terry Daw and Mr. Nik Adhya as Acting Treasurers in the absence of the Treasurer; and,
  - (c) Appoint Mr. Terry Daw and the Treasurer as Tax Collectors for the City.
16. That a purchase order be issued to R.C. Dawson, Hamilton, in the amount of \$77,587.69, including all applicable taxes for the supply, delivery and installation of furniture at Fire Station 4, Macassa Park, being the only acceptable of eleven tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's Tender. Funds available in Fire Station 4, Macassa Park Account No. CF 5200 489241009.
17.
  - (a) That authorization be given to the Fire Chief and Director of Property to proceed with immediate repairs at the Central Fire Station, John Street North, including the replacement of underground storage tanks and faulty fuel supply lines, removal of contaminated soil in accordance with provincial regulations and repairs to portions of the concrete courtyard area at the rear of the building, which is used for parking and manoeuvring of trucks and has been damaged and undermined due to the seepage of ground water; and,
  - (b) That the cost of this work which is estimated to be \$60,000., plus the cost to cure the soil contamination problem and damaged concrete, the extent of which is unknown until excavation takes place, be allocated out of the 1994 Capital Contingency and be financed from the Reserve for Capital Projects Account Centre No. CH 00203.

1994 May 10

18.
  - (a) That the City resolve Ontario Court (General Division) Action No. 1858/93 by the payment to the Plaintiffs, Margaret and Daniel Halliday, of the sum of \$2,000., inclusive of all claims for damages, interest and costs; and,
  - (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action No. 1858/93 be dismissed without costs.
19.
  - (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 33861/92 by the payment to the Plaintiffs, Harry, Karen, Lindsay, Caroline, Colin, and Adrain Rous of the sum of \$3,952.50 inclusive of all damages, interest and costs; and,
  - (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action 33861/92 be dismissed without costs.
20.
  - (a) That the Treasurer be authorized to make application to the Minister of Transportation for the City of Hamilton 1994 Normal and Supplementary Requests for Subsidy Monies under the Public Transportation and Highway Improvement Act based on the estimated total and eligible maintenance and construction expenditures (as contained in the 1994 Current and Capital Budgets and forecasted overexpenditures in winter maintenance) as indicated on Schedule "A" attached herewith and marked Appendix "D"; and,
  - (b) That the Treasurer be authorized to petition the Minister for subsidy payments as necessary; and,
  - (c) That the Treasurer be authorized to monitor expenditures during 1994 and incur only minimal 100% dollars to obtain maximum subsidy dollars in the event that a Supplementary Application is not approved.

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21. That leave be granted to introduce the following Bills:

- (a) D-16 A By-law to Appoint An Acting Treasurer.
- (b) D-17 A By-law to Appoint A Collector.
- (c) D-18 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 May 5**

## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Thomas Bradley	Manager of Purchasing	Treasury	Retired (Early)	33 years, 10 months	April 29/94
Mr. Gino Fuciarrelli	Sports Groundskeeper II	Public Works	Retired (Early)	29 years, 10 months	March 31/94
Mr. Roy Hammel	Manager of Accounting	Treasury	Retired (Early)	29 years, 10 months	April 29/94
Mr. Rae Ilton	Building Inspector	Building	Retired (Early)	20 years, 8 months	March 31/94
Mr. James Keenan	Lead Hand/Truck Driver	Public Works	Resigned	17 years, 9 months	April 04/94
Mr. John Marzelo	Yard Attendant	Public Works	Retired (Early)	22 years, 8 months	March 31/94
Mr. Wilburt McConnell	Caretaker	Property	Retired (Early)	23 years, 4 months	April 29/94

Prepared April 27/94

## Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons

Appendix "A" referred to in Section 2 of the EIGHTH Report of the Finance and Administration Committee for 1994.



## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Dennis Airth	I	Probationary Fire Inspector (NIA)	Fire	Replacing Mr. B. Hunt - retired Oct. 29/93	\$36,867.15	April 18/94
Mr. George Almas	I	Platoon Chief (C12)	Fire	Replacing Mr. J. McCallum - retired Oct. 28/93	\$72,764.50	March 27/94
Mr. Bill Ball	I	Dispatcher (12H)	City Clerk	Replacing Mr. W. Freeman - retired Dec. 31/93	\$33,176.00 to \$36,308.48	March 21/94
Mr. James Burscy	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. W. Shruball - retired Oct. 30/93	\$34,234.08	April 18/94
Mr. Leo Cascioli	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. R. Knowles - retired Oct. 28/93	\$34,234.08	April 18/94
Ms. Dianne Collins	I	Educational Officer (O)	Culture & Recreation	Departmental Restructuring - Approved by Committee of the Whole Feb. 11/94	\$34,001.76 to \$39,962.52	April 05/94

Prepared April 27/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Candice Corbin	I	Parking Control Officer (13I)	Traffic	Additional Staff - Council Approved Dec. 14/93	\$32,560.32 to \$37,396.32	April 11/94
Mr. James Dol	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. W. Dowhan - retired Oct. 31/93	\$34,234.08	April 04/94
Mr. Frank Genovese	I	Building Inspector (25A)	Building	Replacing Mr. J. Finlay - resigned Sept. 04/90	\$42,280.16 to \$48,626.76	April 01/94
Mr. Kevin Hodges	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. G. Bartlett - retired Aug. 31/93	\$34,234.08	April 18/94
Mr. Zoran Kristo	I	Building Inspector (25A)	Building	Replacing Mr. W. Pooler - retired June 29/90	\$42,280.16 to \$48,626.76	April 01/94
Mr. Rick Kuipers	I	Building Inspector (25A)	Building	Replacing Mr. R. Ilton - retired March 31/94	\$42,280.16 to \$48,626.76	April 01/94

Prepared April 27/94

Status	
Internal	- I
External	- E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Loewen	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. C. Britton - retired Oct. 30/93	\$34,234.08	April 18/94
Mr. Steve Marshall	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. J. Davidson - retired Oct. 26/93	\$34,234.08	April 18/94
Mr. Mark Matthews	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. D. Anderson - retired Oct. 30/93	\$34,234.08	April 18/94
Mr. Brett McCallum	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. C. Ralkowski - retired Oct. 26/93	\$34,234.08	April 18/94
Mr. Paul Ormond	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. R. Andrews - retired Oct. 26/93	\$34,234.08	April 18/94
Mr. Larry Power	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. J. Rumblea - retired Oct. 29/93	\$34,234.08	April 18/94

Prepared April 27/94

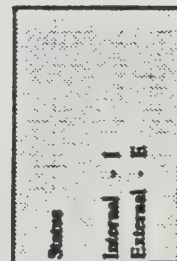
Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Andrew Stanislavczyk	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. J. Chocomaun - retired Oct. 28/93	\$34,234.08	April 18/94
Mr. Douglas Tam	I	Building Inspector (25A)	Building	Replacing Mr. I. Domasko - retired Aug. 30/91	\$42,280.16 to \$48,626.76	April 01/94
Mr. Robin Taylor	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. D. Johnstone - retired Oct. 28/93	\$34,234.08	April 18/94
Mr. Albert Vandewater	I	Platoon Chief	Fire	Replacing Mr. A. Chalmers - retired Oct. 26/93	\$72,764.50	March 27/94
Mr. James Winn	I	Chief Fire Prevention (C12A)	Fire	Replacing Mr. D. Peters - retired Oct. 29/93	\$72,764.50	March 27/94

Prepared April 27/94





**CITY  
OF  
HAMILTON**

**REGIONAL MUNICIPALITY  
OF  
HAMILTON - WENTWORTH**

Appendix "B" referred  
to in Section 13 of the  
EIGHTH Report of the  
Finance and Administrati  
Committee for 1994.

<b>HUMAN RESOURCES  POLICY AND PROCEDURES  MANUAL</b>	<b>PROCEDURE</b>	
	<b>EFFECTIVE DATE:</b>	<b>PROCEDURE NO.: A.04.00.04</b>
	<b>CHAPTER A : EMPLOYMENT STANDARDS</b>	
	<b>SECTION : CODE OF CONDUCT</b>	
	<b>SUPERSEDES NUMBER:</b>	<b>REVISION DATE:</b>
<b>APPROVALS</b>	<b>CITY CHIEF ADMINISTRATIVE OFFICER :</b>	
	<b>REGIONAL CHIEF ADMINISTRATIVE OFFICER:</b>	

**SUBJECT:                    CONFLICT OF INTEREST -- CITY ONLY**

**DIRECTION**

**1.        BUSINESS WITH THE CORPORATION**

An employee of the Corporation shall not have direct or indirect interest in a company or own a company which sells goods or services to the Corporation.

Administration

Employees owning a business or having direct or indirect interest in such a business, shall declare such interest to the "Finance and Administration Committee" in writing, and shall refrain from selling or tendering these goods or services to the Corporation or shall resign from the employ of the Corporation. Failure to do so may be cause for dismissal.

**2.        BUSINESS INTERFERING WITH THE WORK OF THE EMPLOYER**

An employee shall not conduct a business or have direct or indirect interest in a business or to do work which is subject to his or any other City or Regional employees' approval. This does not include work done by himself on the property where he resides.

Administration

Where circumstances make it impractical to adhere to this policy, the matter shall be brought to the attention of the Department Head for approval and in the case of Department Head to the "Finance and Administration Committee" for approval. Failure to observe the policy may be cause for dismissal.

CITY  
OF  
HAMILTONREGIONAL MUNICIPALITY  
OF  
HAMILTON - WENTWORTH

HUMAN RESOURCES  POLICY AND PROCEDURES  MANUAL	PROCEDURE	
	EFFECTIVE DATE:	PROCEDURE NO.: A.04.00.04
	CHAPTER A : EMPLOYMENT STANDARDS	
	SECTION : CODE OF CONDUCT	
	SUPERSEDES NUMBER:	REVISION DATE:
APPROVALS	CITY CHIEF ADMINISTRATIVE OFFICER :	
	REGIONAL CHIEF ADMINISTRATIVE OFFICER:	

SUBJECT: CONFLICT OF INTEREST -- CITY ONLY (continued)

## 3. Business Gifts and Hospitality

While it is recognized that business gifts or hospitality are in most instances simply an expression of cordial relationships between individuals who come in contact with one another in the course of carrying out their duties for their respective employers, acceptance of such gifts or hospitality even without improper motives, can place the recipient in a compromising situation.

It is contrary to the policy of the Corporation to give or receive business gifts or hospitality of other than nominal or token values.

Administration

Employees who are confronted with an offer of a business gift or hospitality which exceeds nominal value are expected to refuse such an offer as tactfully as possible by advising the donor of Corporation policy on such matters.

Where unusual circumstances make it impractical to adhere rigidly to this policy, the matter should be referred to the employee's immediate supervisor who should consult with the appropriate Department Head and Department Heads who should consult with the "Finance and Administration Committee".

Failure to observe this policy shall be cause for disciplinary action, or may be cause for dismissal.

## 4. Purchase and Lease of Real Property from the

1994 May 10

**CITY  
OF  
HAMILTON**

**REGIONAL MUNICIPALITY  
OF  
HAMILTON - WENTWORTH**

<b>HUMAN RESOURCES  POLICY AND PROCEDURES  MANUAL</b>	<b>PROCEDURE</b>	
	<b>EFFECTIVE DATE:</b>	<b>PROCEDURE NO.: A.04.00.04</b>
	<b>CHAPTER A : EMPLOYMENT STANDARDS</b>	
	<b>SECTION : CODE OF CONDUCT</b>	
	<b>SUPERSEDES NUMBER:</b>	<b>REVISION DATE:</b>
<b>APPROVALS</b>	<b>CITY CHIEF ADMINISTRATIVE OFFICER :</b>	
	<b>REGIONAL CHIEF ADMINISTRATIVE OFFICER:</b>	

**SUBJECT:                      CONFLICT OF INTEREST -- CITY ONLY    (continued)**

**Corporation**

An employee of the Corporation shall not directly or indirectly purchase or lease real property from the Corporation nor shall an employee have any direct or indirect interest in a company which purchases or leases property from the City.

The only exception to the above policy are instances where an employee is granted accommodation by the Corporation as part of his employment, i.e. a Parks employee who occupies a house at a specific park site and is there conveniently for maintenance and security purposes.

**Administration**

Where circumstances make it impractical to adhere to this policy or where by law this policy cannot be adhered to, the matter shall be brought to the attention of the Department Head and the "Finance and Administration Committee" for approval.

Failure to observe this policy shall be cause for disciplinary action, or may be cause for dismissal.

Department Heads shall advise all of their employees of this policy and a copy of the policy shall be made available to each employee.



**THE CORPORATION OF THE CITY OF HAMILTON  
CORPORATE PURCHASING POLICY**

**Date of Record: 1994 April - for update refer to S:\COH\_TRE\PURCHASI.pol**

**1.0 PURCHASING POLICY AND GUIDELINE APPROVALS**

City Council shall approve all Corporate Purchasing Policies.

The Chief Administrative Officer shall have the authority to approve all Administrative Purchasing Guidelines.

The Manager of Purchasing or designate shall have the authority to develop procedures to implement all approved purchasing policies and purchasing guidelines.

**2.0 SCOPE OF PURCHASING POLICY**

The Purchasing policy of the City shall apply to all City Departments, including all Boards, Committees, Authorities and Commissions of Council funded wholly or in part by The Corporation of the City of Hamilton, with the exception of the Hamilton Public Library Board, hereinafter referred to as Agencies, and shall be implemented in accordance with authorized procedures and within authorized budgets.

All Agencies shall adopt this policy revising only the approval group or individual in the appropriate place in each policy.

**3.0 ENCOURAGE COMPETITIVE BIDDING**

It shall be the policy of the City

- to encourage open competitive bidding on all acquisition of goods and services where practical, and
- to procure by purchase, rental or lease, the required quantity and quality of goods and services in a cost-efficient and effective manner.

**4.0 CO-ORDINATED PURCHASING PROGRAM**

It shall be the policy of the City to operate a co-ordinated purchasing program where all departments shall be required to use the services of the Purchasing Division.

**NOTE:** Exceptions to this policy are to be found in Corporate Policy #5.



## **5.0 EXCEPTIONS TO CORPORATE POLICY #4**

The following are authorized exceptions to the Corporate Purchasing Policy #4.

Exception #1: For supplies and services of common usage e.g. vehicles, stock items, stock equipment and supplies and services when the tender or quotation is called by an agency that is a member of the Co-operative Purchasing Group.

Exception #2: The preparation of tenders and proposals for all construction of capital projects for building and related architectural and engineering consultants shall be handled by the Property Department.

Exception #3: The regular contractual process and the necessary approvals as outlined in Corporate Policy #4 for obtaining goods and/or services, shall not apply if obtained from - the Federal Government or its agencies, Provincial Government or its agencies, Local Boards and/or agencies, Crown Corporations, the City Area Municipalities and Special Purpose Bodies within the Region and City, including agencies that are members of the Co-operative Purchasing Group, the public utility companies and the natural gas supply.

Exception #4: Additional exceptions will be found in appendix.

## **6.0 CO-OPERATIVE PURCHASING**

The City recognizes that co-operative purchasing is beneficial, therefore, the Manager of Purchasing or designate is authorized to chair a Co-operative Purchasing Committee. When it is decided that the City will participate in a co-operative purchasing tender, the policy of the agency calling the tender/proposal/quotation will be followed.

### Definition of Co-operative Purchasing Agreement

Co-operative or collective purchasing is the joining together of two or more separate organizations for the purpose of preparing specifications and proposals, collectively receiving bids, and making an award to the vendor submitting the lowest acceptable Total Acquisition Cost. This will not apply to construction related services.

Thereafter, each agency issues its own contract and is responsible for administering the remainder of the procurement function, namely, expediting, receiving, inspecting, sorting and verifying invoices; and each agency is responsible for its own payments.

## **7.0 AUTHORIZATIONS FOR ISSUING PURCHASE ORDERS** (see Table 1)

It shall be the policy of City Council to set the spending limits for all purchases based on total acquisition costs, excluding trade-ins, made for City Departments and authorize the signing authorities required for such spending limits. Prior to processing a requisition to Purchasing, the document must be signed by the Department Head or designate.

**NOTE:** Where reference is made to the Chief Administrative Officer of the City of Hamilton, it shall be deemed to include the General Manager of the Parking Authority, and the Chief Administrative Officer of the Hamilton Entertainment and Convention Facilities Inc. (HECFI). Where Council is referred to for the City, it shall be deemed to include the Boards for both the Parking Authority and HECFI.

- a) All Field Purchase Orders up to and including \$500 (all taxes included) shall require the approval of the Department Head or designate.
  - b) All other purchase orders having an individual expenditure from \$501 up to and including \$18,000 signed by the Purchasing Manager or designate.
  - c) All other purchase orders having an individual expenditure from \$18,001 up to and including \$29,000, the Chief Administrative Officer and then signed by the Purchasing Manager or designate.
  - d) All individual expenditures from \$29,001 up to and including \$57,000 shall require the approval of two of the following: 1) the Chief Administrative Officer, 2) the Mayor 3) the Chairman of the Standing Committee and then signed by the Manager of Purchasing or designate.
  - e) All individual expenditures exceeding \$57,000 shall require City Council approval and then signed by the Manager of Purchasing or designate.
- Only the Manager of Purchasing or designate shall have the authority to sign a purchase order.
- f) When there is an increase to the total price of a purchase order, the increase shall be approved in accordance with the above spending limits. This will also apply to all change orders to contracts.
  - g) The amounts stated are to be increased annually in accordance with the Consumers' Price Index and rounded to the nearest \$1,000, except for a) which shall be rounded to the nearest \$100.

**NOTE:** Exceptions to this policy are found in Corporate Policy #8.

## **8.0 EXCEPTIONS TO CORPORATE POLICY #7**

City Council recognizes that emergency situations occur and to ensure continuous operation of an essential service, authorizes the following exceptions to Corporate Purchasing Policy #7.

**In the case of an emergency, the Department Head, Manager or Chief Executive Officer or designates, have the authority to:**

- a) Spend up to and including \$18,000 with subsequent approval of the Purchasing Division.
- b) Spend from \$18,001 up to and including \$29,000 with subsequent approval of the Chief Administrative Officer for the City;
- c) Spend from \$29,001 up to and including \$57,000 with subsequent approval of two of the following: 1) the Mayor 2) the Chairman of the **Standing Committee** and 3) the Chief Administrative Officer.
- d) Spend over \$57,001 with subsequent approval of two of the following: 1) the Mayor 2) Chairman of the **Standing Committee** and 3) the Chief Administrative Officer.

Department Head, to submit a report to the next meeting of the respective Standing Committee explaining the action taken with reasons, costs, etc.

- e) All emergency expenditures must be confirmed in writing to the Purchasing Division with the reason(s) for the emergency for sections b), c) and d).
- f) The Manager of Purchasing or designate will then issue a purchase order after the necessary approvals have been obtained.
- g) The amounts stated are to be increased annually in accordance with the Consumers' Price Index and rounded to the nearest \$1,000.

## **9.0 TOTAL ACQUISITION COST**

The Purchasing division shall consider total acquisition costs, rather than only the lowest cost received.

"Total Acquisition Cost" shall mean the most cost efficient and effective manner and shall be the sum of all costs, including purchase price, all taxes, Canadian Content, warranty, life cycle cost, operating and disposal costs, incurred for determining the lowest acceptable bid meeting the specifications.



## **10.0 LOCAL BIDDERS**

Subject to all Purchasing Policies and subject to the total acquisition cost being equal, it shall be the policy of the City to take into consideration the location of the bidders.

## **11.0 STANDARDIZATION**

It shall be the policy of the City to standardize goods and services purchased with a view to reducing the numbers acquired to the smallest number consistent with City needs.

## **12.0 CANADIAN CONTENT**

- a) The Corporation of the City of Hamilton 's Purchasing Policy is designed to stimulate and encourage Canadian manufacturing activity and to assist Canadian suppliers in competition for the supply of goods and services to the City.

The Purchasing Division requires a 15% Canadian Content Preference on public tenders and proposals for the purchase of any single item or commodity grouping exceeding \$57,000 excepting those items covered by the Canada/U.S. Auto Pact and the Free Trade Agreement.

**NOTE:** A Canadian Content form must be completed. The National Standard of Canada definition #2-147.3-82 shall be used as the criteria for the definition of Canadian Content.

- b) Reference to South African policy be deleted.

## **13.0 DISPOSAL OF SURPLUS GOODS**

- a) Where goods or equipment are surplus to the needs of any City Department, **Parking Authority and The Hamilton Entertainment and Convention Facilities Inc.**, the Manager of Purchasing or designate shall be so notified and permission to dispose of these goods shall be obtained from the Chief Administrative Officer, the General Manager or the Chief Executive Officer or designates. The only exception to this procedure will be garbage as defined by the Public Works Department.

The Manager of Purchasing or designate shall offer any useable goods or equipment declared surplus first to other City Departments, then to the Region and other Area Municipalities, Boards and Commissions, and finally to other public agencies within the Co-operative Purchasing Group. **Where possible a price should be paid.**

If, after this process, there are still goods or equipment to be disposed of, then the Manager of Purchasing or designate may cause them to be sold through sealed bids or public auction.



No employee, elected official, member of the immediate family of any employee or elected official, or agent on behalf of any employee or elected official, shall bid on the sale of any goods or equipment whether by sealed bids, public auction or otherwise.

Only those municipalities and public agencies within the Co-operative Purchasing Group which have adopted policies similar in content and intent to this Policy shall be permitted to participate in the disposal of their assets through any public auction sale or sealed bid process to be conducted by the City of Hamilton.

For the purpose of this policy:

"employee" shall mean any employee, appointed official, or director, of the Corporation of the City of Hamilton, its Local Boards, or the Hamilton Entertainment and Convention Facilities Inc., and;

"immediate family" shall mean any parent, step-parent, spouse, common law spouse, same sex spouse, child, step-child, brother, sister, step-brother, or step-sister.

- b) That all municipalities, and public agencies within the Co-operative Purchasing Group which have participated in the City of Hamilton's disposal of surplus goods or equipment by sealed bid or public auction be advised of this new policy.

#### **14.0 EMPLOYEES PROHIBITED FROM ACCEPTING REBATES MONEY ETC.**

Deleted - Replaced with Human Resources policy to be approved by Council

#### **15.0 PURCHASING POLICY FOR ENVIRONMENTAL PRODUCTS**

The Corporation of the City of Hamilton endorses all new policies and programs for the expanded use of products and services that contain the maximum level of post-consumer waste and/or recyclable content that will not significantly affect the intended use of the product or service.

**CORPORATION OF THE CITY OF HAMILTON  
ADDENDUM to POLICY #7**

Date of Record: 1994 March 1				
Value of purchase (tax inc.)	Purchase order required	Method of Obtaining price	Code	Authority level
\$0 to \$500	Field purchase order	Dept contact vendor		Department head or designate
\$501 to \$2,500	purchase order	Dept obtain min 2 quotes, retain documentation. Contact purchasing if codes apply		Department head or designate
\$2,500 to \$5,000	purchase order	Purchasing obtain min 2 quotes, retain documentation. Contact purchasing if codes apply  verbal quotation.		Department head or designate
\$5,000 to \$18,000	purchase order	Purchasing obtain quotes, retain documentation.  verbal or written quotation.	[1]	Department head or designate
\$18,001 to \$29,000	purchase order	Purchasing obtain quotes, retain documentation.  sealed quotation.	[2]	Department head, C.A.O. for City Manager for Parking Authority Chief Executive Officer (CEO) for Hamilton Entertainment and Convention Facilities Inc. (HECFI)
\$29,001 to \$57,000	purchase order	Purchasing obtain quotes, retain documentation.  sealed quotation.	[2]	Department head plus two of the following for the City: C.A.O. Mayor or Chairman of the Standing Committee Manager and Chairman of the Board for Parking Authority CEO and Chairman of the Board for HECFI
Over  \$57,000	purchase order	Contact purchasing  Public tender or proposal.	[2],[3]	Council approval for City Board approval for Parking Authority Board approval for HECFI

- Notes: [1] Provided that the Purchase of Goods or Services does not involve, performance bonds, WCB certifications. If so contact Purchasing.
- [2] All emergency expenditures in these categories must be confirmed in writing to the Purchasing Division with reasons.
- [3] Department Head to submit a report to the next meeting of the respective Spending Committee explaining the action taken with reasons, costs, etc.



City of Hamilton  
Treasury

Appendix "D" referred  
to in Section 20 of the  
EIGHTH Report of the  
Finance and Administration  
Committee for 1994.

Schedule "A"

The Public Transportation and Highway Improvement Act  
1994 Request for Allocation of Subsidy Monies

<u>Detail of Expenditure</u> (1)	<u>Estimated</u>		
	<u>Total Expenditure</u> (2)	<u>Eligible Expenditure</u> (3)	<u>Subsidy Dollars</u> (4)
<u>Normal Application</u>			
Maintenance	10,848,550	9,443,780	4,721,890
Construction	<u>6,337,790</u>	<u>3,309,220</u>	<u>1,654,610</u>
	<u>17,186,340</u>	<u>12,753,000</u>	<u>6,376,500</u>
<u>Supplementary Application</u>			
Construction	<u>1,637,770</u> *	<u>628,380</u>	<u>314,190</u>
	<u>1,637,770</u>	<u>628,380</u>	<u>314,190</u>
Total Applications	<u>18,824,110</u>	<u>13,381,380</u>	<u>6,690,690</u>

\* These expenditures will represent 100% dollars if the Supplementary Application is not approved.





**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, 1994 MAY 10  
7:30 O'CLOCK P.M.  
COUNCIL CHAMBER, CITY HALL**

**B I L L S**

GOVERNMENT DOCUMENTS  
U. BAN M



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TO INCORPORATE CITY LANDS  
DESIGNATED AS PARTS 5 & 6, PLAN 62R-11052,  
PARTS 4 & 5, PLAN 62R-12104,  
BLOCK 31, PLAN 62M-710 & BLOCK 13, PLAN 62M-751  
INTO APPLEBLOSSOM DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Appleblossom Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Appleblossom Drive.

Firstly: Parts of Lot 17, Concession 7, in the geographic township of Barton, designated as Parts 5 & 6, Plan 62R-11052.

Secondly: Parts of Lot 17 and Parts of the Road Allowance between Lots 16 & 17, Concession 7, in the geographic township of Barton, designated as Parts 4 & 5, Plan 62R-12104.

Thirdly: Block 31, Plan 62M-710.

Fourthly: Block 13, Plan 62M-751.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

3. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

PASSED this

day of

A.D. 1994

City Clerk

Mayor



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE CITY LANDS  
DESIGNATED AS BLOCK 32, PLAN 62M-710  
INTO BRIGADOON DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Brigadoon Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Brigadoon Drive.

Block 32, Plan 62M-710

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

3. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

## The Corporation of the City of Hamilton

## BY-LAW NO. 94-

## To Amend

## By-law No. 79-292

## TO CONTROL NOISE

**WHEREAS** By-law No. 79-323 was passed on the 30th day of October, 1979, in accordance with Section 95 of the Environmental Protection Act, 1971 (now the Environmental Protection Act, R.S.O. 1990, Chapter E.19, Section 178);

**AND WHEREAS** the Province of Ontario has enacted NPC-216, concerning Residential Air Condition Devices, to replace NPC-116;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. Clause 3(d) of By-law No. 79-292 is deleted and replaced by the following:

"3.(d) from any air conditioning device of a type referred to in Publication NPC-216 - Residential Air Conditioning Devices, unless,

- (i) the device was put into use prior to January 1, 1979; or
- (ii) the device bears a label affixed by the manufacturer or distributor which states,
  - A. the year of manufacture, and
  - B. that the device complies with the sound emission standard set out in Publication NPC-216- Residential Air Conditioning Devices as applicable to that type of device and date of manufacture; or
- (iii) the owner, operator, manufacturer or distributor provides proof that the device complies with the sound emission standard set out in Publication NPC-216 - Residential Air Conditioning Devices, as applicable to that type of device and date of manufacture;

2. Section 26 of the said By-law is repealed and replaced by the following:

"Any person who contravenes any provision of this By-law is guilty of an offence and, upon conviction, is liable to the penalty specified by Section 60 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33.







## BY-LAW NO. 94 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Burton	South	Cheever to a point 267 feet easterly therefrom	Anytime
Caroline	West	from a point 126 feet south of Bold to a point 18 feet southerly therefrom	Anytime
Jackson	North	from a point 201 feet east of Ferguson to a point 20 feet easterly therefrom	Anytime
Leeming	West	from a point 66 feet south of Wright to a point 18 feet southerly therefrom	Anytime
London	West	Montclair to King	Anytime
McAnulty	North	from a point 95 feet east of Benson to a point 23 feet easterly therefrom	Anytime
McAnulty	South	from a point 38 feet east of the east curb line of Benson to a point 25 feet easterly therefrom	Anytime
Paling	West	from a point 554 feet south of Barton to a point 21 feet southerly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Foster	North	commencing 180 feet west of Ferguson to a point 25 feet westerly	Anytime
Strathearne	West	commencing at a point 183 feet south of the north end of Strathearne to a point 28 feet southerly therefrom	Anytime".

2. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting therefrom the following items, namely:-

"Arthur	Both	King to Wilson	3 hr	8 am - 8 pm	Mon - Sat
Biggar	North	commencing at a point 457 feet east of Sherman to a point 293 feet west of Lottridge	3 hr	8 am - 6 pm	Mon - Sat
Carrick	East	King to 138 ft. south	1 hr	8 am - 6 pm	Mon - Sat
Carrick	West	King to 127 ft. southerly	1 hr	8 am - 6 pm	Mon - Sat
Green Meadow	Both	Queensdale to Everton	1 hr	9 am - 2 pm	Mon - Fri

West 35th	Both	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri
Burton	Both	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat".

and by adding thereto the following items, namely:-

"Biggar	North	commencing at a point 457 feet east of Sherman to a point 480 feet easterly therefrom	3 hr	8 am - 6 pm	Mon - Sat
Ferguson	East	Kelly to Wilson	1 hr	8 am - 6 pm	Mon - Fri
West 3rd	Both	Richwill to South Bend	1 hr	8 am - 4 pm	Mon - Fri
West 35th	West	Leslie to Bendamere	1 hr	8 am - 4 pm	Mon - Fri
Burton	North	Cheever to Emerald	3 hr	8 am - 6 pm	Mon - Sat
Burton	South	Wentworth to 267 feet east of Cheever	3 hr	8 am - 6 pm	Mon - Sat
Burton	North	Wentworth to Emerald	3 hr	8 am - 6 pm	Mon - Sat".

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"London	East	King to Monclair		Anytime
Tisdale	East	Main to King	11:00 am - 3:00 pm	3rd Tuesday each month April to November
Vola	North & East	from 128 feet west of Upper Wellington to 108 feet northwesterly therefrom		Anytime
West 35th	East	Bendamere to Leslie	9:00 am - 5:00 pm	Mon - Fri".

and by deleting therefrom the following items, namely:-

"Ferguson	East	Kelly to Wilson		Anytime".
-----------	------	-----------------	--	-----------

4. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"London Street South Lawrence Road to King Street East	East	West".
---	------	--------

and by adding thereto the following item, namely:-

"London

Lawrence to Montclair

East

West".

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF MUD STREET  
AND WEST OF UPPER MOUNT ALBION ROAD**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-79B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "DE-3" - 'H' (Multiple Dwellings - Holding) District to "RT-20" - 'H' (Townhouse - Maisonette - Holding) District, the land comprised in Block 1;
- (b) by changing from "DE-3" - 'H' (Multiple Dwellings - Holding) District to "R-4" - 'H' (Small Lot Single-Family Detached - Holding) District, the land comprised in Block 2;
- (c) by changing from "RT-30" - 'H' (Street Townhouse - Holding) District to "R-4" - 'H' (Small Lot Single-Family Detached - Holding) District, the land comprised in Block 3; and
- (d) by changing from "RT-30" - 'H' (Street Townhouse - Holding) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 4,

the lands, the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbols referred to in section 1 shall be removed conditional upon, the applicant/owner has entered into a Modified Subdivision Agreement with the City/Region, and an Access Agreement with the Region, to the satisfaction of the Regional Roads Department.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "C" District, "RT-20" District and "R-4" District provisions, subject to the special requirement referred to in section 3 of this by-law.



3. The "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10 of Zoning By-law No. 6593, applicable to the land in Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 10(2)(a) of By-law No. 6593, Street Townhouse Dwellings shall not be permitted.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirement referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1328.

6. Sheet No. E-79B of the District Maps is amended by marking the lands referred to in section 1(a) of this by-law, S-1328.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

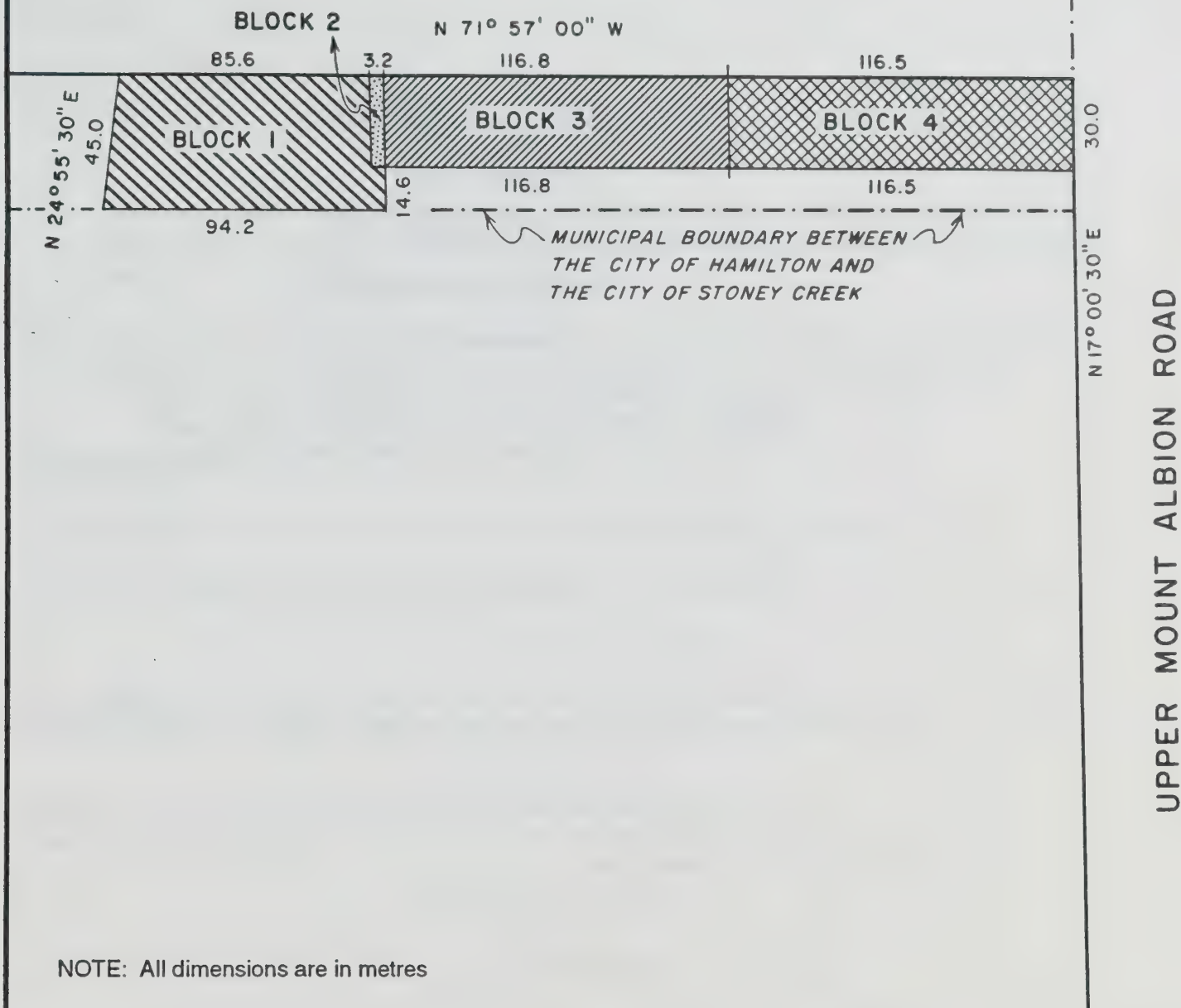
PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR



This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:

- BLK. 1: "DE-3"- 'H' (Multiple Dwellings - Holding) District to "RT-20"- 'H' (Townhouse - Maisonette - Holding) District.
- BLK. 2: "DE-3"- 'H' (Multiple Dwellings - Holding) District to "R-4"- 'H' (Small Lot Single-Family Detached - Holding) District.
- BLK. 3: "RT-30"- 'H' (Street Townhouse - Holding) District to "R-4"- 'H' (Small Lot Single-Family Detached - Holding) District.
- BLK. 4: "RT-30"- 'H' (Street Townhouse - Holding) District to "C"- 'H' (Urban Protected Residential, etc. - Holding) District.

North



Scale  
Not to Scale

Date  
MAY 1994

Reference File No.  
ZAC-93-40

Drawn By  
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Adopt:

Official Plan Amendment No. 125

Respecting:

**LANDS LOCATED WEST OF PRITCHARD ROAD BETWEEN  
STONE CHURCH ROAD EAST AND RYMAL ROAD EAST  
WITHIN THE HANNON NORTH NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 125 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this                      day of

A.D. 1994

CITY CLERK

MAYOR

(1994) 6 R.P.D.C. 1, April 12  
779597 Ontario Ltd., Owner  
ZAC-93-44

- 2) Schedule "B-3" - Other Special Policy Areas be revised by adding the subject lands to Special Policy Area 11a, as shown on the attached Schedule "B-3" of this Amendment; and,
- 3) Schedule "C" - Hazard Lands be revised by removing the subject lands from the "Hazard Lands" designation, as shown on the attached Schedule "C" of this Amendment.

**Implementation:**

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- , passed on the day of , 1994.

**The Corporation of the  
City of Hamilton**

---

City Clerk

---

Mayor



**Amendment No. 125**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule "A", "B-3" and "C", attached hereto, constitutes Official Plan Amendment No. 125.

**Purpose:**

This Amendment will redesignate the subject lands from "Open Space" to "Industrial", place the subject lands in Special Policy Area 11a and remove the "Hazard Lands" designation to permit prestige industrial development.

**Location:**

The lands affected by this Amendment are situated west of Pritchard Road between Stone Church Road East and Rymal Road East, within the Hannon North Neighbourhood.

**Basis:**

The basis for permitting prestige industrial development on the subject lands are as follows:

- 1) the proposed prestige industrial uses are consistent with land uses to the east and south;
- 2) the lands were deemed surplus to the open space system established by the Hamilton Region Conservation Authority; and,
- 3) the lands are to be developed in conjunction with the adjoining lands which are designated and zoned for prestige industrial uses.

**Actual Changes:**

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Open Space" to "Industrial", as shown on the attached Schedule "A" of this Amendment;

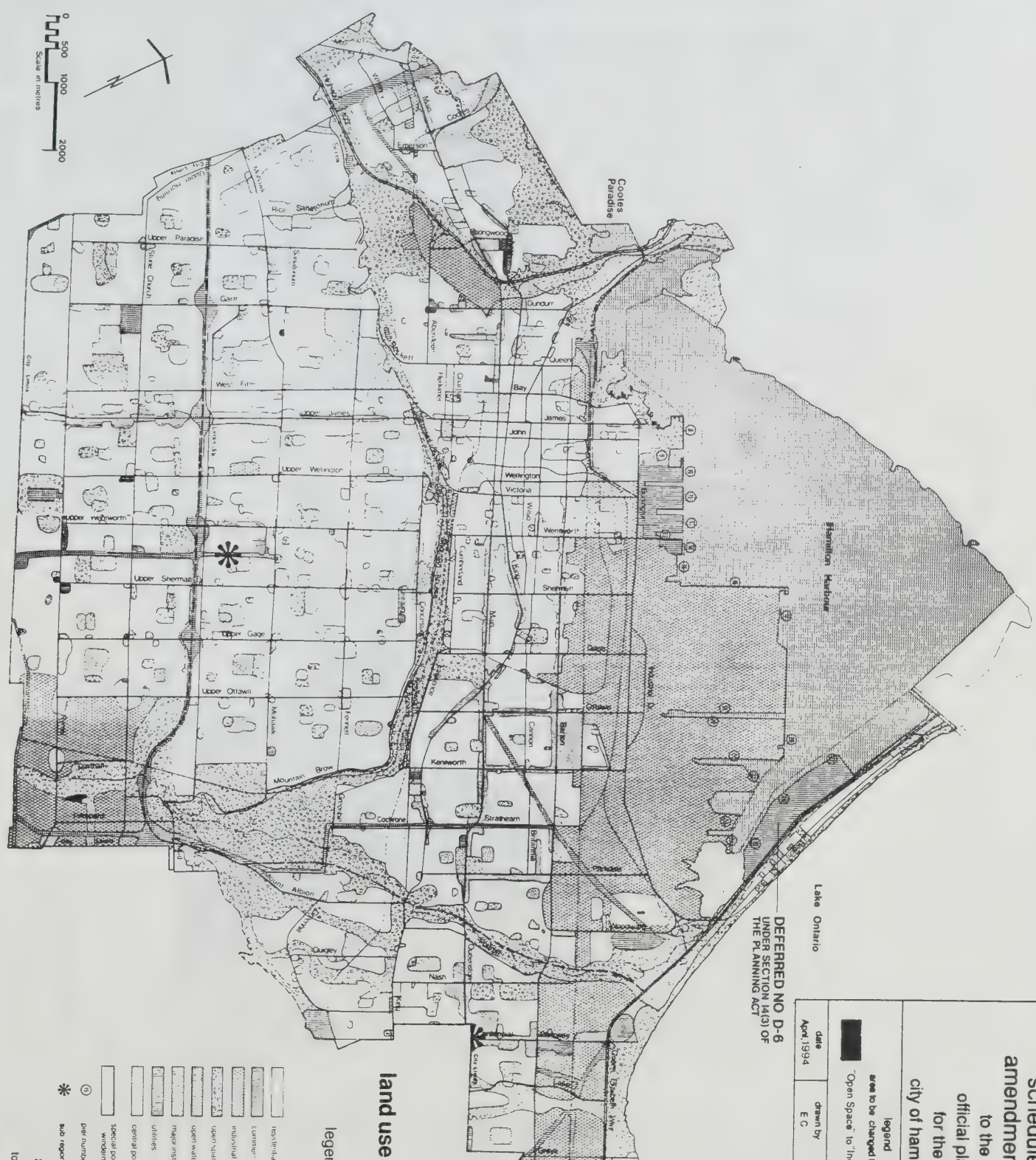
# **schedule A** **amendment no.125**

to the  
official plan  
for the  
city of hamilton

legend  
area to be changed from:  
"Open Space to "Industrial"

date	drawn by	reference file no
April 1994	E.C.	OPA 125

DEFERRED NO D-6  
UNDER SECTION 14(3) OF  
THE PLANNING ACT



## **land use concept**

legend

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area
- windermere basin
- per numbers
- sub regional centre

## **schedule A**

to the official plan  
for  
the city of hamilton  
November 23, 1993

schedule B-3  
amendment no.125

to the  
official plan  
for the  
city of hamilton

date	drawn by	reference file no.
April, 1994	E.C.	OPA 125

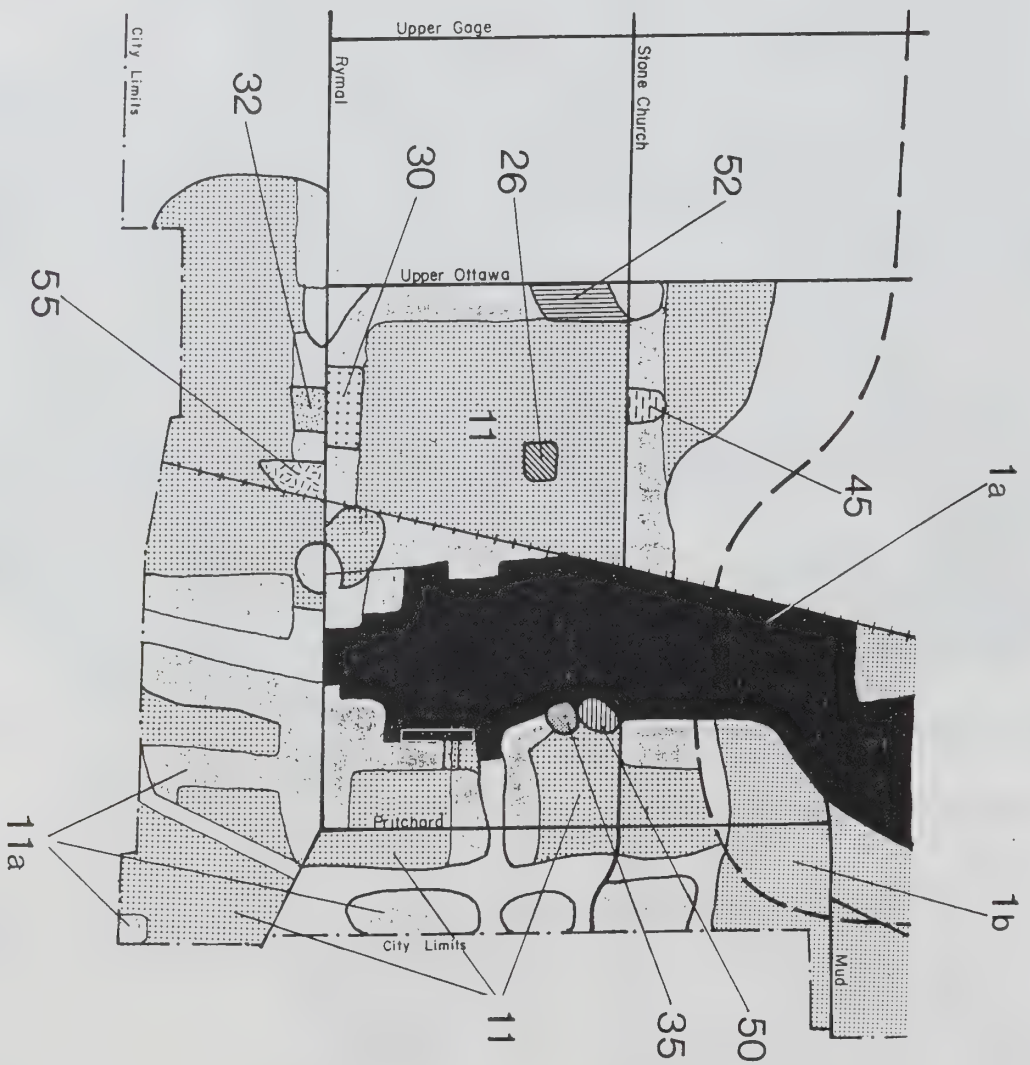
legend

☐ Add to Special Policy Area 11a

☐ Other  
Special Policy Areas



NOT TO SCALE



other special  
policy areas

AREA	REFER TO POLICY
Area 1(a)	A.2.9.1
Area 1(b)	A.2.9.1
Area 11	A.2.9.3.9
Area 11(a)	A.2.9.3.9
Area 26	A.2.9.3.21
Area 30	A.2.9.3.25
Area 32	A.2.9.3.27
Area 35	A.2.9.3.30
Area 45	A.2.9.3.40
Area 50	A.2.9.3.45
Area 52	A.2.9.3.47
Area 55	A.2.9.3.50

schedule B-3

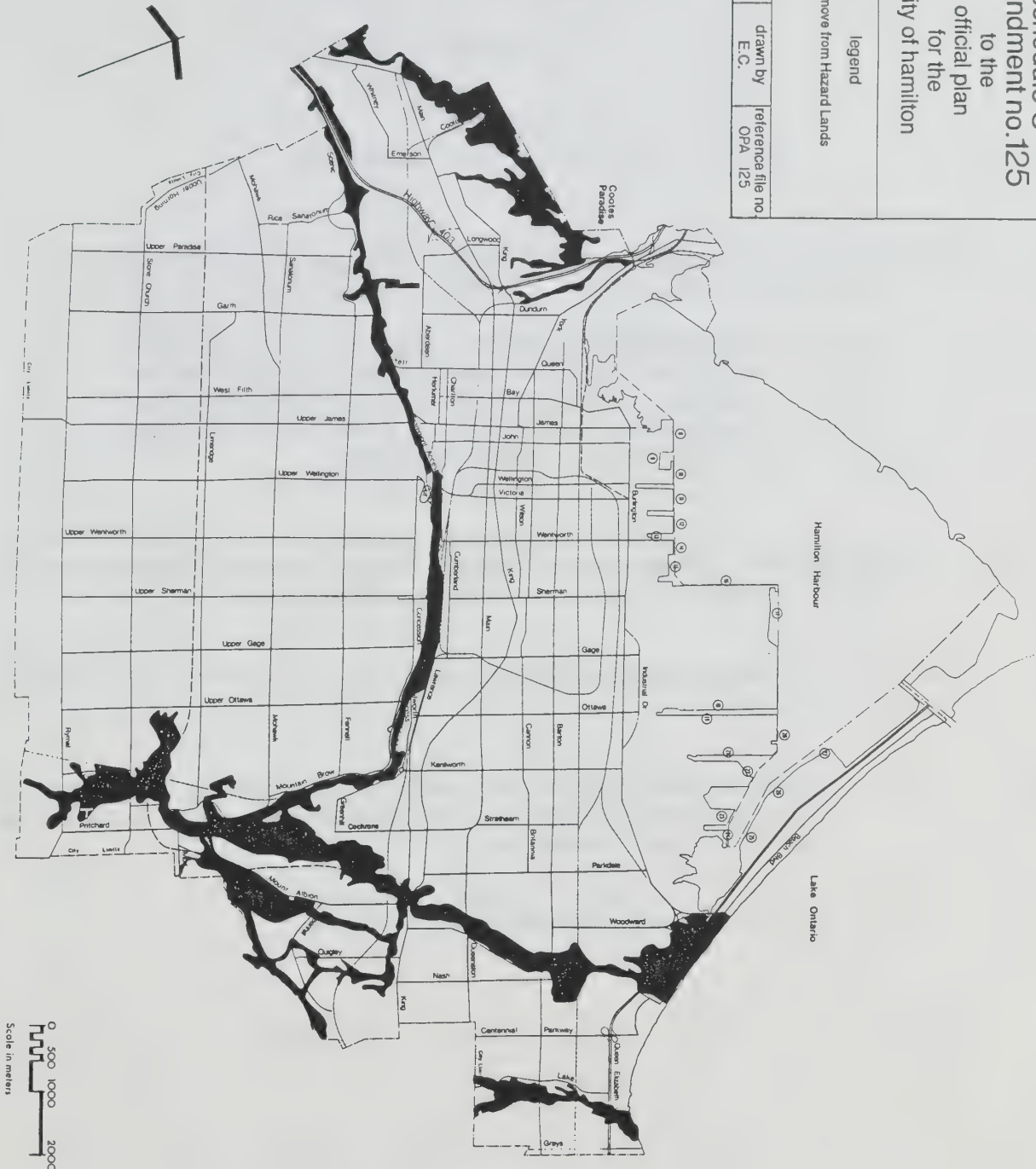
to the official plan  
for  
the city of Hamilton

November 1993



☐ Remove from Hazard Lands

date April, 1994	drawn by E.C.	reference file no OPA 125
---------------------	------------------	------------------------------



legend

hazard lands

(for more precise delineation of hazard lands, refer to the flood and fill line mapping approved by the appropriate conservation authority)

to the official plan  
for  
the city of hamilton

JUNE 30, 1990







BY-LAW NO. 94 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10TH DAY OF MAY A.D., 1994.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            10th                                    day of    May                                    A.D. 1994

CITY CLERK

MAYOR

1994 May 27

URBAN/MUNICIPAL  
CA4 ON HBL A05  
A31  
1994



The Urban/Municipal Collection  
2nd Floor  
Hamilton Public Library

**MEETING OF THE COUNCIL**

**OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1994 May 31  
7:30 o'clock p.m.  
Council Chambers, City Hall**

URBAN M

MAY 1 1994

GOVERNMENT DOCUMENTS

**J. J. Schatz  
City Clerk**

**AGENDA**

**1. National Anthem played by:**

*The Salvation Hamilton Temple Ensemble: Ken Spink, Director*

**2. Opening Prayer:**

*Father John Murphy  
St. John the Baptist Roman Catholic Church*

**3. Presentation:**

*Milt Lewis and Vincenza Travale, Co-Chairs, Hamilton Sesquicentennial Comm.*

**4. Proclamations:**

- (a) **WEST HAMILTON DAY**, Bob Schimmel, President,  
*West Hamilton Heritage Society  
Sharon Duke, Volunteer and co-house parent of the Bamberger House  
Robert Winner, Programme Officer of the Westfield Heritage Centre*
- (b) **INTERNATIONAL PBX TELECOMMUNICATIONS WEEK**, June 5-11, 1994  
*Janet Marchildon, President*
- (c) **FIT WEEK** - May 27 to June 5, 1994 - Shelly Merlo-Orzel

May 31/94





5. *Minutes from the meeting held 1994 May 10.*
6. *Petitions and Correspondence*
7. *Reports of the Standing Committees*
  - (b) *Parks and Recreation Committee*
  - (c) *Planning and Development Committee*
  - (d) *Finance and Administration Committee*
  - (e) *Hamilton-Scourge Project*
8. *Notices of Motion for Next Meeting*
9. *First Reading of the Bills*
10. *Second Reading of the Bills - Committee of the Whole*
11. *Third Reading of the Bills*
12. *Question Period*
13. *Adjournment.*



## MINUTES





1994 May 10

Minutes of Hamilton City Council  
Tuesday, 1994 May 10  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Acting Mayor Vince Agro  
Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino,  
Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Absent: Mayor R. Morrow - Civic business

Acting Mayor V. J. Agro called the meeting to order.

\* \* \* \* \*

The Council meeting commenced with the playing of the National Anthem.

\* \* \* \* \*

Father Marijan Mihokovic, Holy Cross Church (Croatian) led Council in the Lords Prayer.

\* \* \* \* \*

<p><b>PROCLAMATIONS &amp; RECOGNITION</b></p>
---

Acting Mayor V. Agro proclaimed the following:

- (a) Access Awareness Week - May 30 to June 4, 1994.
- (b) Catholic Women's League Week - May 8 to May 14, 1994.

Acting Mayor V. Agro recognized Munro Metal Products for 70 years of continuous business in the City of Hamilton.

\* \* \* \* \*

## ADOPTION OF MINUTES

The minutes of the regular meeting held 1994 April 26 and the special meeting held 1994 May 3 were adopted as circulated.

## CORRESPONDENCE

1. Application dated 1994 April 28 from Barton Retirement Inc., Oakville, Ontario for a further modification to the established "DE-3" (Multiple Dwellings) District regulations for lands located at No. 1430 Upper Wellington Street, Hamilton, Ontario.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Transport and Environment Committee, the Planning and Development Committee, and the Finance and Administration Committee, be now considered in Committee of the Whole with Alderman D'Amico in the chair.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

**TRANSPORT AND ENVIRONMENT COMMITTEE - EIGHTH REPORT**

**Section 43 Re: Closure of Ferguson Avenue North for a Street Market**

It was moved by Alderman McCulloch and seconded by Alderman Drury that Section 43 of the Eighth Report of the Transport and Environment Committee for 1994 be amended by adding the following as subsection (i):

- (i) That the Street Market comply with the provisions of the Licencing By-law.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Merling. -1.

**CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - EIGHTH REPORT**

**Section 12 Re: Commercial Loan to John and Helen Mouskos**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 12 of the Eighth Report of the Planning and Development Committee for 1994 be referred back.

\* \* \* \* \*

**Section 13 Re: Ad Hoc Sub-Committee - Hamilton Harbour Commissioners**

It was moved by Alderman Drury and seconded by Alderman Ross that Section 13 of the Eighth Report of the Planning and Development Committee for 1994 be amended by adding the words "of land use" after the words "deal with matters".



**FINANCE AND ADMINISTRATION COMMITTEE - EIGHTH REPORT**

**Section 16 Re: Furniture - Fire Station 4, Macassa Park**

It was moved by Alderman Jackson and seconded by Alderman Drury that Section 16 of the Eighth Report of the Finance and Administration Committee for 1994 be referred back for further review.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Kiss, Drury, Morelli, Copps, Wilson, Jackson, Merling, Anderson, D'Amico, Ross. -11.

NAYS: Aldermen Cooke, Agostino, Eisenberger, Charters. -4.

**CARRIED.**

\* \* \* \* \*

**Section 21 Re: Introduction of Bills**

It was moved by Alderman Ross and seconded by Alderman Anderson that the following Bill be added as Sub-section (d) of Section 21 of the Eighth Report for 1994 of the Finance and Administration Committee:

21. (d) D-19 A By-law respecting the Downtown Hamilton Business Improvement Area.

**CARRIED.**

**ACTING MAYOR FOR THE MONTH OF JUNE, 1994**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman Wm. McCulloch be appointed Acting Mayor for the month of June, 1994.

**CARRIED.**

**RESOLUTIONS**

It was moved by Alderman Jackson and seconded by Alderman Charters that permission be granted to charge green fees on a buy two (2) get one (1) free basis for the Scottish Festival - Fundraising Golf Tournament to be held at Chedoke Golf Course on 1994 May 26.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps. -1

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Jackson and seconded by Alderman Charters that a purchase order be issued to Credit River Garden Centre Inc., Mississauga, in the amount of \$70,486.25 for the supply and placement of sod on the five (5) new baseball diamonds at Turner Park, being the lowest of nine (9) tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and to be financed through Work Done For Others Account No. CH56398 62910 and subsequently charged to the Capital Funds Account Baseball Facilities Development CF5010 629254004.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Planning and Development Committee, the Finance and Administration Committee and resolutions, be adopted.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

**BILLS**

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-28, A-29, A-30, A-31, A-32.

C-22, C-23.

D-16, D-17, D-18, D-19.

**Recorded vote.**

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman D'Amico in the chair. (second reading).

A-28, A-29, A-30, A-31, A-32.

C-22, C-23.

D-16, D-17, D-18, D-19.

**Recorded vote.**

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted:

A-28, A-29, A-30, A-31, A-32.

C-22, C-23.

D-16, D-17, D-18, D-19.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-28, A-29, A-30, A-31, A-32.

C-22, C-23.

D-16, D-17, D-18, D-19.

Recorded vote.

YEAS: Acting Mayor Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**



1994 May 10

\* \* \* \*, \* \* \* \* \*

City Council then adjourned at 8:45 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Acting Mayor V. Agro

J. J. Schatz, City Clerk  
1994 May 10

**CORRESPONDENCE**



Correspondence:

1. Application dated 1994 May 17 from Jacqueline MacInnis and Norman MacInnis, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 185 Annabelle Street, Hamilton, Ontario.

**Recommendation: Be Received.**

2. Application dated 1994 May 18 from 819802 Ontario Limited, in Trust - Giovanni (John) Fortino, principal officer, Ancaster, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified, for lands located on the north of Wilson Street, between Hughson Street North and John Street North, Hamilton, Ontario.

**Recommendation: Be Received.**

3. Application dated 1994 May 18 from Ontario Secondary School Teacher's Federation, Hamilton, Ontario for a modification to the established "M-14" (Prestige Industrial) District regulations, for property located at No. 95 Unsworth Drive, Hamilton, Ontario.

**Recommendation: Be Received.**





## REPORTS



1994 May 31

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **NINTH** Report for 1994 and respectfully recommends:

1. That permission be granted to the Interim Director of the Culture and Recreation Department to issue a Complimentary Family Membership as a prize for the Hamilton Challenger Baseball Association Annual Raffle.
2. That permission be granted to the Interim Director of the Culture and Recreation Department to issue a Complimentary Family Membership plus 25 fitness visits as a prize for the National Fitweek Promotion, being held on 1994 May 27 to June 5 by the City of Hamilton, Culture and Recreation Department and local fitness clubs/agencies.
3. That approval, as required by Section 11 of the Parks By-law 77-221, be given to the Calvin Christian School to sell food and beverages in conjunction with their District Field Day being held at Mohawk Sports Complex Track, on 1994 June 3, subject to the following terms and conditions:
  - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - (b) That the Calvin Christian School comply with all sections of the Parks By-law 77-221.
4. That permission be granted to the Interim Director of the Culture and Recreation Department to charge green fees on a buy two (2) get one (1) free basis for the Canadian Football Hall of Fame Golf Tournament to be held at King's Forest Golf Course on 1994 July 15.

1994 May 31

5. (a) That the Centre Français Hamilton Inc. be granted permission to host the French Canadian National Day, 1994 June 26, from 12:00 o'clock noon to 6:00 o'clock p.m. at Pier 4 Park, subject to the following terms and conditions:
  - i. That proof of \$3 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That the applicant enter into a licence agreement satisfactory to the City Solicitor; and,
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.
6. (a) That Creative Arts Inc. be granted permission to host the Annual Festival of Friends Festival, 1994 August 5 to August 7, in Gage Park, subject to the following terms and conditions:
  - i. That proof of \$3 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
- (b) That Creative Arts Inc. enter into a Licence Agreement satisfactory to the City Solicitor; and,
- (c) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.



7. (a) That Scouts Canada-Hamilton Wentworth be granted permission to host the Annual Victoria Day Weekend Camporee, 1994 May 21, 10:00 o'clock a.m. to 6:00 o'clock p.m. at Waterfront Park subject to the following terms and conditions:
  - i. That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That the applicant enter into a licence agreement satisfactory to the City Solicitor; and,
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.
8. (a) That Cruzaders Car Club be granted permission to host their "50 Flashback Cruise Nights", at Waterfront Park from 6:30 o'clock p.m. to 10:00 o'clock p.m. on 1994 May 13, May 27, June 10, July 1 (in conjunction with July 1st Celebrations), 1994 July 22, August 5, August 19, September 2 and September 30, subject to the following terms and conditions:
  - i. That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That the applicant enter into a licence agreement satisfactory to the City Solicitor; and,
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.

9. (a) That the North End Children's Centre be granted permission to host their Fundraising Carnival, 1994 July 7 to July 10, 10:00 o'clock a.m. to 6:00 o'clock p.m. at Pier 4 Park, subject to the following terms and conditions:
  - i. That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That the applicant enter into a licence agreement satisfactory to the City Solicitor; and,
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.
10. (a) That the Private Home Child Care Providers Association of Hamilton Wentworth be granted permission to host the Fun Day Carnival, 1994 June 18, 11 o'clock a.m. to 4:00 o'clock p.m. at Gage Park, subject to the following terms and conditions:
  - i. That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That the applicant enter into a licence agreement satisfactory to the City Solicitor; and,
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.

11. That permission be granted to the Interim Director of the Culture and Recreation Department to charge green fees on a buy two (2) get one (1) free basis for the Hamilton YWCA/Cadillac Fairview Corporation's Fourth Annual "Mayor's Celebrity Golf Classic", to be held at Chedoke Golf Club on Friday, 1994 September 9.
12. That approval be given to the Interim Director of the Department of Culture and Recreation to participate in the Regional Environmental Services Department Open House on 1994 June 11 and offer free admission to all visitors at the Hamilton Museum of Steam and Technology.
13. That approval be given to the Interim Director of the Department of Culture and Recreation to apply for a Section 25 grant under the Federal Department of Employment and Immigration program to hire a field assistant for the archaeology program at Dundurn Castle.
14. That approval be given to the Interim Director of the Culture and Recreation Department to process an application for a part time assistant for the Hamilton Museum of Steam and Technology under the Ontario Ministry of Education and Training Futures Program.
15. That approval be given to the Interim Director of the Culture and Recreation Department to apply for two (2) summer museum positions under the Ontario Training and Adjustment Board - Social Services Employment Program.
16.
  - (a) That the Building Commissioner be authorized to issue a demolition permit for the property at 306 Rymal Road East; and,
  - (b) That the cost for demolition be charged to Account No. CH5X921 00102 (Reserve for Property Purchases).
17.
  - (a) That the existing lease between the City of Hamilton and E. Hadfield be terminated by the City upon 120 days written notification effective after Council approval and that demolition of the structure located at 48 Holly Street take place upon the City receiving vacant possession and costs for the demolition be charged to Account No. CF5590 429407001 (Land Acquisition - Compensation Crown Point East - McAnulty - Phase I); and,
  - (b) That the City Solicitor be authorized and directed to prepare the necessary Notice of Termination of the Lease.



18. (a) That the existing lease between the City of Hamilton and L. MacDonald be terminated by the City upon 120 days written notification effective after Council approval and that demolition of the structure located at 50 Holly Street take place upon the City receiving vacant possession and costs for the demolition be charged to Account No. CF5590 429407001 (Land Acquisition - Compensation Crown Point East - McAnulty - Phase I); and,  
  
(b) That the City Solicitor be authorized and directed to prepare the necessary Notice of Termination of the Lease.
19. (a) That the City of Hamilton enter into a Lease Agreement with Malcolm Bethune for farming purposes, to rent 57.08 acres, more or less, of land at the Mount Hamilton Cemetery, at an annual rental fee of \$1,541.16 (\$27. per acre) including estimated realty taxes of \$1,884.23, and said revenue be credited to Account No. CH44118 63001 (Rental Cemeteries); and,  
  
(b) That the Lease commence on 1994 May 1 for a period of one (1) year and terminate on 1995 April 30; and,  
  
(c) That the City Solicitor be authorized and directed to prepare the necessary lease.
20. That a purchase order be issued to Taro Aggregates, Stoney Creek, in the amount of \$76,000. plus applicable taxes for the supply and delivery of Aggregates to Turner Park, being the lowest of nine tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Turner Park Development Account No. CH56103 62910.
21. (a) That approval be given to enter into a contract with as P.B.K. Architects and Engineers Ltd. as the Prime Consultant for the Inch Park & Parkdale Arenas, Renovations and Additions, for a contract amount of \$ 256,000. (Includes \$15,085. for GST); and,  
  
(b) That a contract satisfactory to the City Solicitor be entered into between the City and the Prime Consultant; and,  
  
(c) That the Mayor and the City Clerk be authorized to execute the contract on behalf of the City.

22. That an agreement satisfactory in form and substance to the City Solicitor be entered into with Patricia Foss and John Lewis for the accession of their sculptures, "Change Room" and "The Player", into the collection of the City of Hamilton for the Chedoke Twin Pad Arena, for a cost not to exceed \$21,250. from the Account No. CF5306 709041012.

**NOTE:** Drawings of the two sculptures are available for viewing in the office of the Arts Co-ordinator.

23. (a) That approval, as required by Section 24 (1) of the Parks By-law 77-221, be given to sell food and alcoholic beverages on the occasion of the CAVEAT 3rd Annual Celebrity Slo-Pitch Classic to be held at Bernie Arbour Stadium on 1994 June 24, subject to the following terms and conditions:
- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted in advance naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - iv. That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense; and
- (b) That permission be granted to reduce the rental fee by 50% for the CAVEAT 3rd Annual Celebrity Slo-Pitch Classic to be held at Bernie Arbour Stadium on 1994 June 25.
24. That permission be granted to the Interim Director of the Culture and Recreation Department to reduce the rental fee by 50% for the Festitalia Soccer Tournament to be held at Mohawk Sports Park on 1994 September 10 and September 11.



25. That approval, as required by Section 24 (1) and Section 5 (b) of the Parks By-Law 77-221, be given to the Festitalia Corporation to sell food and alcoholic beverages on 1994 August 14 from 11:00 o'clock a.m. to 8:00 o'clock p.m. at Harbourfront Park, subject to the following terms and conditions:
- (a) That proof of \$3 million General Liability Insurance for Property Damage and Bodily Injury and \$5 million Liquor Liability Insurance, naming the City as co-insured with a cross liability clause be provided; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (c) That alcoholic beverages (beer only) be served in a confined area of the Park as per the site plan, upon receipt of approval of the Liquor Licence Board; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (e) That the Concessionaire placed at Harbourfront Park be allowed to remain open throughout the picnic, as per the vendor contract agreement; and,
  - (f) That the event organizers enter into a Licensing Agreement satisfactory to the City Solicitor; and,
  - (g) That the event organizers be allowed to charge \$3./person and \$5./family for the admission to assist with covering costs and to make a donation to the Spectator's Summer Camp Fund, "Fresh Air Fund For Kids"; and,
  - (h) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
26. That approval, as required by Section 24 (1), Section 5 (b), Section 11 (a) and Section 36 (a) and (b) of the Parks By-law 77-221, be given to P.L.H. Productions Inc., o/a Hart Productions to sell food and alcoholic beverages and to park vehicles on 1994 August 19, 5:00 o'clock p.m. to 10:00 o'clock p.m. and 1994 August 20 and August 21, 10:00 o'clock a.m. to 6:00 o'clock p.m., at Harbourfront and Pier 4 Park, subject to the following conditions:

- (a) That proof of \$5 million General Liability Insurance for Property Damage and Bodily Injury, including various hazards, and Liquor Liability Insurance be submitted 30 days in advance, naming the City as co-insured with a cross liability clause; and,
- (b) Owned and Non-Owned Watercraft Liability to a minimum of \$5 million per occurrence be provided; and,
- (c) Owned Automobile coverage (OPF 1) minimum of \$5 million per occurrence be provided; and,
- (d) Tenant Legal Liability in the amount of \$5 million per occurrence be provided; and,
- (e) Garage Liability in the amount of \$5 million per occurrence be provided; and,
- (f) That the applicant assume responsibility for all labour-related charges associated with the event (set-up, dismantling, clean-up, etc.); and,
- (g) That alcoholic beverages (beer only) be served in a confined area of the park, as per the site plan (fenced area), upon receipt of the Liquor Licence Board; and,
- (h) That special duty officers and/or marine police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
- (i) That P.L.H. Productions, o/a Hart Productions enter into a Licence Agreement satisfactory to the City Solicitor; and,
- (j) That the applicant not restrict admittance to the general public for the use of Pier 4 Children's Play area within the park; and,
- (k) That permission to allow admission price of \$8. per/person/day with a special weekend pass of \$13. and \$18. for a "Gold" bleacher seat be charged; and,
- (l) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission; and,
- (m) That event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events; and,

- (n) That the concessionaire stationed in the park remain open as per the vendor contract agreement; and,
  - (o) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
27. (a) That permission be granted to I.M.G. Circus Corporation (Garden Brothers Circus) to use the Mountain Arena from 1994 June 22 to June 26, for eleven performances subject to the following terms and conditions:
- i. The Licence Fee to be paid by the Promoter to the City shall be \$850. per performance; and,
  - ii. The cost of casual labour and SOCAN music tariffs are the responsibility of the Promoter; and,
  - iii. The Promoter will furnish at its own expense, the complete personnel, publicity, advertising, stage settings, stage hands, spotlights, spotlight operators, production and presentation of performances. The Promoter also agrees to provide police protection as deemed necessary by the Interim Director of Culture and Recreation and the Hamilton-Wentworth Chief of Police; and,
  - iv. Arrangement and payment for animal waste dumpsters shall be the responsibility of the Promoter; and,
  - v. The Promoter agrees not to do or permit any act which might offend against any statute or regulation of any competent authority or whereby the policies of insurance of the City might be endangered or the right, including copyright, of any other person might be offended; and,
  - vi. The Promoter agrees to indemnify the City against damages, claims or losses alleged or actually suffered by reason of such act, including actions for liable and slander; and,
  - vii. The Promoter will provide proof of three million dollars of public liability insurance coverage, with the City named as additionally insured with cross liability endorsement and severability of interest; and,
  - viii. The Promoter agrees to promptly repair all damages caused to the Mountain Arena building, grounds, chattels and equipment caused by spectators, participants, the Promoter, its agents or contractors, or to pay the full cost of same; and,



- ix. The Promoter, its agents and employees shall not arrive at the Mountain Arena earlier than 8:00 o'clock a.m. on June 21 and shall vacate the premises no later than 12:00 o'clock noon on 1994 June 27; and,
  - x. Performance Schedule:
    - June 22, 23 and 24 4:15 p.m. and 7:30 p.m.
    - June 25 11:00 a.m., 3:30 p.m. and 7:30 p.m.
    - June 26 1:00 p.m. and 4:30 p.m.; and,
  - (b) That the City enter into a Licence Agreement with I.M.G. Circus Corp. (Garden Brothers Circus) satisfactory to the City Solicitor.
28. That approval, as required by Section 24 (1) and Section 5 (b) of the Parks By-law 77-221, be given to the Greek Canadian Orthodox Church to sell food and alcoholic beverages on 1994 August 19, 5:00 o'clock to 11:00 o'clock p.m. and 1994 August 20 and August 21, 11:00 o'clock a.m. to 11:00 o'clock p.m. at Mohawk Sports Park, subject to the following terms and conditions:
- (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury and \$5 million Liquor Liability Insurance, naming the City as co-insured with a cross liability clause be provided; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (c) That alcoholic beverages (beer only) be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board; and,
  - (d) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (e) That the event organizers enter into a Licensing Agreement satisfactory to the City Solicitor; and,
  - (f) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.



29. That approval, as required by Section 24 (1) and Section 5 (b) of the Parks By-law 77-221, be given to the Hamilton Touch Football Association to sell food and beer at Mohawk Sports Complex on 1994 June 4 and June 5, subject to the following terms and conditions:
- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (c) That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board; and,
  - (d) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
30. (a) That approval, as required by Section 11 of the Parks By-law No. 77-221, be given to the Ridge Raiders Drum and Bugle Corps to sell food and beverages in conjunction with their Drum and Bugle Competition being held at Sackville Hill Park on 1994 June 25, subject to the following terms and conditions:
- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided; and,
  - ii. That Ridge Raiders Drum and Bugle Corps comply with all sections of the Parks By-law No. 77-221; and,
- (b) That approval be given to the Ridge Raiders Drum and Bugle Corps to charge an admission fee of \$5. per person to off-set costs incurred by sponsoring this event.
31. That approval, as required by Section 24 (1) of the Parks By-law 77-221, be given to the organizations as follows:
- Hamilton Ladies Slo-Pitch Association Inc.  
Globe Park - 1994 May 28 and May 29
- Hamilton Press Club - Globe Park - 1994 June 11 and June 12

to sell alcoholic beverages at the above locations subject to the following terms and conditions:

- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted in advance naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up etc.); and,
  - (c) That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (e) That the Concessionaire at Globe Park be contacted to make the necessary arrangements for the provision of food at that location.
32. That approval, as required by Section 24 (1) and Section 5(b) of the Parks By-law 77-221, be given to Gilkson Community Council to sell alcoholic beverages and barbecue subject to the following terms and conditions:
- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted in advance naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up etc.); and,
  - (c) That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

33. That approval, as required by Section 26 of the Fireworks By-law No. 90-198, be given to the Interim Director of the Culture and Recreation Department to host Canada Day Fireworks Display on a barge off the new Hamilton Waterfront Park at dusk on 1994 July 1, subject to the following conditions:
- (a) That proof of \$5 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury be submitted 30 days in advance by the fireworks company, naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the City of Hamilton contract qualified Fireworks Supervisor, Hands Fireworks Company and that Hands Fireworks Company enter into a Licensing Agreement satisfactory to the City Solicitor; and,
  - (c) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That the concessionaire stationed at the park be allowed to remain open throughout the event as per the vendor contract; and,
  - (e) That the City of Hamilton notify and adhere to the regulations of the Hamilton Harbour Commission; and,
  - (f) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
34. That approval, as required by Section 24 (1), Section 5 (b), Section 11 (a) and Section 36 (a) and (b) of the Parks By-law 77-221, be given to the Regional Municipality of Hamilton Wentworth to sell food and alcoholic beverages and to park vehicles on 1994 July 22 to July 24, 12:00 o'clock noon to 11:00 o'clock p.m. at Harbourfront, Pier 4 Park, Bayview Park and Eastwood Park subject to the following terms and conditions:
- (a) That proof of \$5 million General Liability Insurance for Property Damage and Bodily Injury, including various hazards and Liquor Liability Insurance be submitted 30 days in advance, naming the City as co-insured with a cross liability clause; and,
  - (b) Owned and Non-Owned Watercraft Liability to a minimum of \$5 million per occurrence be provided; and,
  - (c) Owned Automobile coverage (OPF 1) minimum of \$5 million per occurrence be provided; and,



- (d) Tenant Legal Liability in the amount of \$5 million per occurrence be provided; and,
  - (e) Garage Liability in the amount of \$5 million per occurrence be provided; and,
  - (f) That the applicant assume responsibility for all labour-related charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (g) That alcoholic beverages (beer and wine only) be served in a confined area of the park, as per attached site plan, upon receipt of approval of the Liquor Licence Board; and,
  - (h) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (i) That the concessionaire placed at Harbourfront Park be allowed to remain open throughout the festival, as per the vendor contract agreement; and,
  - (j) That the event organizers notify and adhere to the regulations of the Hamilton Harbour Commission; and,
  - (k) That the Region of Hamilton Wentworth enter into a Licence Agreement satisfactory to the City Solicitor; and,
  - (l) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
35. (a) That Department of Culture and Recreation playground staff hours be reduced by one hour per day (closing at 1600 hrs); and,
- (b) That one (of two) seasonal position of Playground Area Supervisor in the Department of Culture and Recreation be eliminated and the responsibilities assumed by current Program Organizers.
36. (a) That, Sport Subsidy in the total amount of \$21,800. as detailed in Appendix "A" attached hereto, be approved for the Hamilton Minor Hockey Council for the 1993/94 playing season; and,
- (b) That Sport Subsidy in the amount of \$1,000. be approved for the Hamilton Sports Council subsidy to assist with operating expenses; and,
- (c) That these expenditures be financed from the current budget Sports Subsidy Account No. CH53105 70040; and,



- (d) That only the Low Income Subsidy amount, not to exceed \$5,000. or 50% of the cost to the Hamilton Minor Hockey Council (whichever is less) from the Sports Subsidy Account be considered in the 1995 current budget estimates.
37. That approval as required by Section 24 (1) of the Parks By-law 77-221, be given to the Hamilton Hornets Rugby Football Club to sell food and alcoholic beverages at Mohawk Sports Park on 1994 June 8 subject to the following terms and conditions:
- (a) That proof of \$2 Million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted in advance naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the Hamilton Hornets Rugby Football Club assume responsibility for all labour charges associated with the event (set up, dismantling, clean-up etc.); and,
  - (c) That alcoholic beverages be sold in a confined area of the Park upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - (d) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the Hamilton Hornets Clubs expense; and,
  - (e) That the necessary permits be obtained, at the Hamilton Hornets Clubs expense, from the City's Building Department for the erection of a tent and Liquor Licence Board Special Occasion Permit; and,
  - (f) That the Hamilton Hornets Rugby Football Club pay to the City a rental fee of \$500. for the use of Mohawk Sports Park, two weeks prior to the game.
38. (a) That the City of Hamilton enter into a joint use agreement with the Hamilton-Wentworth Roman Catholic Separate School Board for 1.29 ha. (more or less) of land located south of Richard Beasley Public School.

The lease agreement will address the following conditions and concerns:

- i. Liability concerns should be addressed through the City Law Department; and,
- ii. Security problems with respect to the leased premises would be the responsibility of the City; and,
- iii. All development and maintenance costs of the athletic field will be the responsibility of the City; and,

- (b) That the agreement be in a form satisfactory to the City Solicitor; and,
  - (c) That the Mayor and City Clerk be authorized to execute the joint use agreement.
39. (a) That the City of Hamilton enter into a one year lease with the Hamilton Board of Education for 2.36 ha. (more or less) of land located at R.A. Riddell School adjacent to Gilkson Park for the sum of \$1. per annum to construct and maintain a multi-use court and for use of the existing soccer fields and ball diamonds.

The lease agreement will address the following conditions and concerns:

- i. The multi-use court is to be fully enclosed by a 6'0" high chain link fence including a lockable gate; and,
  - ii. The standard agreement providing for personal liability insurance shall be followed. The Board will have control over the facility and be responsible for the personal liability insurance coverage during school hours. The City will have control over the facility and be responsible for the personal liability insurance coverage at all other times; and,
  - iii. Signage supporting TRESPASS ACT, 1980, shall be installed. Signage indicating installation funded by the City shall be permitted; and,
  - iv. All costs for construction and maintenance are the responsibility of the City of Hamilton; and,
  - v. The Board maintains the right to remove the affected property if required for future Board purposes. All reconstruction work to be the responsibility of the City; and,
- (b) That the agreement shall be in a form satisfactory to the City Solicitor; and,
  - (c) That the Mayor and City Clerk be authorized to execute the lease agreement.
40. (a) That for the purposes of co-ordinating an overall development plan for the portion of Mohawk Sports Park east of the CNR tracks, a Mohawk Sports Park Masterplan Committee be formed and comprised of the user groups listed on Appendix "B" attached hereto and sub-section (b); and,
- (b) That staff host a public meeting to solicit public input, to advise the neighbourhood that the City is preparing a Mohawk Sports Park Masterplan and to have appointed to the Committee representation from the neighbourhood and one representative of the Mohawk Sports Park Neighbourhood Association; and,

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- (c) That various stakeholders as identified in Appendix "B" be invited to name a designate to be on the Mohawk Sports Park Masterplan Committee to facilitate the two-way flow of communication between their respective organization and staff; and,
  - (d) That this project be undertaken by in-house staff representing the Parks Division of Public Works and the Culture and Recreation Department under direction of the Manager of Parks; and,
  - (e) That the Chairperson of the Parks and Recreation Committee or his designate, as well as the two Ward Aldermen form part of the Mohawk Sports Park Masterplan Committee.
41. That the installation of creative play structures - new development 1994 schedule be amended to delay the installation of the Shawinigan Play creative play structure from 1994 to 1995 and to advance the Central Park installation from 1995 to 1994.
42. (a) That the Director of the Public Works Department be authorized to proceed with the design and installation of primary sewers in T. B. McQuesten Park; and,
- (b) That the design be undertaken by Parker Consultants and the installation by Dufferin Construction Company as part of their work for the construction of the Red Hill Creek Expressway with the Regional Roads Department; and,
- (c) That the costs for this work be charged to Account No. CF5200 629254005 for T. B. McQuesten Park Development.
43. (a) That staff be authorized to proceed with the following upgrades at Ivor Wynne Stadium:
- i. Update existing sound system to provide extra amplification required, plus game day additions; and,
  - ii. Install 24 counting turnstiles and make other security and ushering enhancements; and,
- (b) That this expenditure, not exceed \$140,000., and be financed through the Infrastructure Program; and,



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- (c) That the requirement of obtaining the 1996 Grey Cup for these projects to proceed, be waived.
- 44. (a) That the Corporation of the City of Hamilton enter into an agreement with the Hamilton Board of Education for the after-hours utilization of the parking lot located at Dr. Edgar Davey School for users of the Beasley Park Community Centre; and,
  - (b) That the Law Department be directed to prepare the necessary agreement for execution.
- 45. That the West Mountain Arenas and Community Centre be officially named "The Chedoke Twin Pad Arena".
- 46. (a) That the major effort of the New Mum Show Sub-Committee for 1994 will be to put on a Mum Display in the Art Gallery to last approximately from 1994 November 3 to November 20; and,
  - (b) That this event will be funded by the Mum Show Sub-Committee; and,
  - (c) That the New Mum Show Sub-Committee be encouraged to continue long term planning for a major Mum Show.
- 47. (a) That approval be given to enter into contract with G. S. Wark Ltd. of 101-370 York Blvd., Hamilton, as the General Contractor for the Beasley Community Centre, Elgin Street, Hamilton, Ontario. The contract amount will be \$243,435. (includes \$15,925. of GST); and,
  - (b) That staff be authorized to expend up to \$24,065. in project contingency for unexpended items arising from the renovations; and,
  - (c) That a contract satisfactory to the City Solicitor be entered into between the City and the General Contractor; and,
  - (d) That the Mayor and the City Clerk execute the Contract on behalf of the City.



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48. (a) That the purchase order issued to Frank Bufalino & Sons Construction Ltd., for the construction of the New Club House at the Hamilton Tennis Club on Duke Street in the amount of \$418,500. be increased by \$19,260. and that this increased amount be added to the general contingency allowance portion of the contract; and,
- (b) That the increased funding be provided from Account No. CF5000 709141006.
49. That the City Solicitor be directed to amend Building Permit By-law No. 93-167 to exempt the West Mountain Baseball and the West Mountain Bocce Associations from payment of \$5,730. in building permit fees for the erection of a fieldhouse/public washrooms/indoor bocce building at Olympic Park.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1994 May 24**

Appendix "A" as referred to in  
Section 36 of the NINTH Report  
of the Parks and Recreation  
Committee for 1994

## 1993/94 ESTIMATES/ACTUALS

	TOTAL EXPENSE	H.M.H.C. CONTRIBUTION	CONTRIBUTION SPORTS SUBSIDY
LOW INCOME SUBSIDY	8,900	4,450	4,450
TECHNICAL DEVELOPMENT	11,800	9,450	2,350
CHEDOKE MINOR HOCKEY (Start up Equipment)	30,000	15,000	15,000
AMOUNT TOTALS	\$50,700 =====	\$28,900 =====	\$21,800 =====

Appendix "B" as referred to in  
Section 40 of the NINTH Report  
of the Parks and Recreation  
Committee for 1994

Mohawk Sports Complex User Groups

Hamilton Bat and Ball Council  
Hamilton District Soccer  
Hamilton Minor Football  
Hamilton Board of Education  
Hamilton-Wentworth Roman Catholic Separate School Board  
Hamilton Hornets  
Hamilton Olympic Club/Hamilton Y Harriers  
East Mountain Baseball  
Hamilton Cardinals







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## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **NINTH** Report for 1994 and respectfully recommends:

1. That approval be given to City Initiative 94-A, for a general text amendment to Zoning By-law No. 6593, to permit the temporary use of tents for business purposes, on the following basis:
  - (a) That Subsection 4(2) of Zoning By-law No. 6593, as amended, be further amended by deleting the Subsection in its entirety and replacing it with the following:
    4. (2) The use of tents for human habitation or for business or other purposes is hereby prohibited, except as follows:
      - (i) The above provision shall not apply to the use of tents for summer camps and for circuses and other like uses of a transient nature; and,
      - (ii) The above provision shall not apply to the use of tents for children's play, or for picnics or other such temporary non-business purposes; and,
      - (iii) The above provision shall not apply to the temporary use of tents within a "G", "G-1" or "G-2" District, for business purposes, provided that:
        - (a) the temporary business uses shall be restricted to accessory uses, only in conjunction with an established permitted use; and,
        - (b) a temporary business use within a tent shall be permitted for a period not to exceed 120 days annually; and,

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- (c) any tent, or combination of tents, used for temporary business purposes on any one lot, shall not occupy more than 10% of the total number of parking spaces provided on the lot.
- (b) That Section 18 of Zoning By-law No. 6593, as amended, be further amended by adding the following paragraph to the end of the existing Subsection 18(3)(vi)(f):

Notwithstanding the above, a fence may be temporarily erected or maintained in conjunction with a tent erected in accordance with Subsection 4(2)(c), to a height of not more than 2.2 m.; and,

- (c) That Section 18A of Zoning By-law No. 6593, as amended, be further amended by adding a new Subsection 18A(41), to read as follows:

18A(41) The provisions of Subsection 18A(1) shall not apply to temporary accessory business uses established within a tent in accordance with Subsection 4(2)(c). Furthermore, notwithstanding Subsection 18A(1), the number of required parking spaces may be temporarily reduced on any lot, to provide for a tent for temporary business uses established in accordance with Subsection 4(2)(c).; and,

- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,
- (e) That the proposed amendment to Zoning By-law No. 6593 is in conformity with the Official Plan for the Hamilton Planning Area.

- 2. That approval be given to Zoning Application 93-42, Ashok Kumar, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the development of the subject lands for single-family dwellings in conjunction with lands to the west, for property located at the rear of 1094 Upper Sherman Avenue, shown on the attached map marked as Appendix "A", on the following basis:

- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,

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- (b) That the Director of Local Planning be directed to prepare a By-law to amend Zoning By-law No. 6593 in a form satisfactory to the City Solicitor, and Zoning District Map E-27A for presentation to City Council; and,
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- 3. That Zoning Application 93-43, Ashok Kumar, owner, requesting an Official Plan Amendment to establish a new Special Policy Area to permit limited commercial uses, including offices, and a modification to the established "AA" (Agricultural) District, to permit limited commercial uses on the lands located at the front of 1094 Upper Sherman Avenue, shown the attached map marked as Appendix "B", be denied for the following reasons:
  - (a) The proposed uses are not compatible with existing and proposed residential development in the surrounding area; and,
  - (b) It conflicts with the intent of the approved Neighbourhood Plan in that the lands are designated "Single and Double Residential"; and,
  - (c) There is an adequate supply of commercially zoned lands in the neighbourhood to meet the needs of residents of the community; and,
  - (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law.
- 4. That approval be given to Zoning Application 94-07, Homes By DeSantis Inc. (In Trust), prospective owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, to permit the development of sixteen (16) townhouse units for lands located at 819 Upper Paradise Road, as shown on the attached map marked as Appendix "C", on the following basis:
  - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District; and,
  - (b) That the Director of Local Planning be directed to prepare a By-law to amend Zoning By-Law No. 6593 in a form satisfactory to the City Solicitor, and Zoning District Map W-27C for presentation to City Council; and,



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- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (d) That the Gilkson Neighbourhood Plan be amended by redesignating the subject lands from "Single and Double Residential" to "Attached Housing".
5. That approval be given to City Initiative 90-F respecting the parking standards for commercial development in the Central Business District, and the "Cash-in-lieu of Parking Policy", on the following basis:
- (a) That the present parking requirements for commercial development in the Central Business District be maintained; and,
  - (b) That the "Cash-in-lieu of Parking Policy" be maintained; and,
  - (c) That the Committee of Adjustment be requested to not approve any applications for reduced parking requirements in the Central Business District where the "Cash-in-lieu of Parking Policy" is an option.
6. That City Council authorize and direct the City Solicitor to request Special Legislation which would extend the provisions of the Demolition Control By-law to all heritage properties designated under the Ontario Heritage Act, regardless of their use.
7. That the Building Department be solely responsible for the function of providing contractors for the cutting of grass and removal of debris on private property, pursuant to the authorities contained in By-Law No. 84-35 which is enforced by the Building Department, effective 1994 June 1.
8. That subject to approval from the Province of Ontario for start-up funds for the Barton Street Development Corporation as well as an allocation of \$5,000,000. for implementation of the Barton Street Development Programme:
- (a) That the Building Department be directed to prepare the terms and conditions for the Barton Street Community Development Corporation; and,
  - (b) That the Law Department be directed to prepare the Letters of Incorporation for the Barton Street Development Corporation; and,

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- (c) That the Treasury Department be directed to prepare the Books of Account for the Barton Street Development Corporation; and,
- (d) That prior to the establishment of the Barton Street Development Corporation and approval of a Board of Directors, that an interim Barton Street Implementation Committee be established with the following membership:

Building Department, Chairman

Mayor Morrow

Two Aldermen, Ward Three

One representative from the Ministry of Economic Development and Trade

One representative from the Ministry of Housing

One representative from the Ministry of Municipal Affairs

One representative from the Hamilton Arts Council

One representative from the Hamilton Artists Inc.

One Landlord from the Barton Street Business Improvement Area

One Tenant from the Barton Street Business Improvement Area

One Landlord, outside the Barton Street Business Improvement Area

One Tenant, outside the Barton Street Business Improvement Area

One representative from the Social Planning and Research Council

One representative from St. Matthew's House

One representative from the Planning Department, Public Works Department and the Housing and Loans Division, Building Department

(Total of 18 Members)

- 9. That the concept plan for the revitalization of Ferguson Avenue between Barton and Cannon Streets attached hereto and marked as Appendix "D" be approved for implementation of the roads, sidewalks and curbs under the Local Improvement Act.
- 10. (a) That City Council give approval to the "Intent to Designate" St. George's Anglican Church and Sunday School at 10 Tom Street as a property of historical and architectural value, as outlined in the Reasons for Designation attached hereto and marked as Appendix "E", pursuant to the provisions of the Ontario Heritage Act, 1983; and,
- (b) That the City Solicitor be authorized as directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

11. That on land severance applications of one, two or three lot developments:
- (a) That the Land Division Committee be informed that the City of Hamilton requires as a condition of approval of such applications:
    - (i) That the applicant, prior to the granting of Consent to a severance, enter into and register on title to the land being developed, a Lot Grading Agreement with the City of Hamilton satisfactory to the Building Commissioner, incorporating the following requirements:
      - (a) That the applicant's engineer prepare satisfactory to the Building Commissioner and have attached to the Agreement, a detailed grading plan of each separate parcel; and,
      - (b) That the applicant's payment of fees be as follows:  
\$153. per parcel for grading inspection  
\$350. administration fee per Agreement  
A non-refundable security of \$2,000. per parcel to be refunded when lot grading certified completed; and,
      - (c) Agreement to give the City of Hamilton an easement to enter the land to complete the approved grading; and,
      - (d) That the applicant complete the grading within six months of insulation inspection date or the City of Hamilton has the right to complete the grading; and,
      - (e) That the Security Deposit be released and Lot Grading Agreement discharged once the grading certification has been received and accepted by the Building Commissioner.
    - (ii) That the applicant's lawyer prepare and register the Lot Grading Agreement incorporating the City of Hamilton's requirements, and the applicant's lawyer shall certify land ownership and registration of the Agreement, and its easement, to the City; and,



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- (iii) That the said Lot Grading Agreement be in addition to any other conditions of the City of Hamilton, its Roads, Planning and other Departments submitted to the Land Division Committee.
  - (b) That upon notification from the Building Commissioner that the City has received from the applicant's engineer confirmation that the grading, as approved, has been installed:
    - (i) That the City Clerk be authorized to execute a discharge of the Lot Grading Agreement; and,
    - (ii) That the balance of the security received by the City that is not required for enforcement, be refunded to the applicant without interest.
  - (c) That the Building Commissioner be directed to submit with the Building Department's annual adjustments to its user fee schedule for Council approval, adjustments, if required, to the fees and security provided herein; and,
  - (d) That the Building Department staff complement be increased by one Customer Service Representative. This position will remain vacant until such time as revenues are sufficient to fund the costs.
12. That the Building Commissioner be authorized to issue a demolition permit for:
- (a) 454 Burlington Street East
  - (b) 48 Holly Avenue
  - (c) 1630 Upper Gage Avenue
13. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, one hundred and fifty dollars (\$1,150.) be approved for Beryl Boax, 83 Cheever Street, Hamilton. The interest rate will be 8 per cent amortized over 2 years.
14. That a loan increase of \$161. be approved for Maria Sousa, 25 Oxford Street, under the Hamilton Emergency Loan Programme. The total loan is now \$482.
15. (a) That the request by Ginfil Construction Limited, to remove part-lot control from Block 30 of Registered Plan No. 62M-650, to allow for the creation of five (5) single detached residential lots, be approved, subject to the following:



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- (i) That the owner/applicant submit to the Roads Department for approval, a detailed grading plan showing existing and proposed grades as well as the location and design of vehicular turnarounds for each proposed lot; and,
  - (ii) That the owner/applicant be required to install dual private drain and water service connections to each proposed lot prior to final approval of the part-lot control by-law; and,
  - (iii) That the owner/applicant be required to enter into a Modified Subdivision Agreement with the City of Hamilton prior to development of any portion of the subject lands.
- (b) That a by-law to remove part-lot control from Block 30 of Registered Plan No. 62M-650, be enacted by Council; and,
- (c) That following enactment of the by-law mentioned in (b) above, that the Regional Municipality of Hamilton-Wentworth, as delegates of the Minister of Municipal Affairs, be requested to grant approval to the by-law and endorse said approval on the by-law; and,
- (d) That following completion of the conveyances being permitted by the said by-law to remove part-lot control, that the City Solicitor be directed to prepare a by-law to repeal the said by-law for presentation to City Council.
16. That, in accordance with the requirements of the Ontario Heritage Act, a Heritage Permit be issued for the removal of the enclosed pedestrian bridge linking the Canadian Westinghouse Head Office Building with a Westinghouse building to the north and the restoration of the original facade, as shown on Appendix "F" attached hereto, under the condition that Heritage Planning staff approve of the choice of appropriate materials for the proposed restoration work.
17. That a Heritage Permit be issued for the following alteration, in accordance with the requirements of the Ontario Heritage Act: a reduction in the width of the platform canopy by two feet on either side in order to provide the horizontal clearance required by CP Rail for its freight trains.

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18. (a) That an additional Commercial Loan in the amount of twenty thousand, six hundred and thirty five dollars (\$20,635.) be approved for John Mouskos for the property at 981-991 King Street West. The interest rate will be 3 3/8 percent amortized over ten years; and,
  - (b) That a Commercial Loan increase in the amount of seven thousand, one hundred and five dollars (\$7,105.) be approved for John and Helen Mouskos for the property at 1023 King Street West. The interest rate will be 2 3/4 percent amortized over ten years.
19. That approval be given to Site Plan Control Application DA-94-10 by the Hellenic Community of Hamilton and District, St. Demetrios Greek Orthodox Church, owner of the lands at 22 Head Street, for a building addition to the existing facility subject to the following:
  - (a) Modification to the plans related to dimensions, notes, driveways and landscaping as marked in red on the plans; and,
  - (b) Finalization of the relocation of the existing alley from Head Street to Strathcona Avenue and the provision of the required encroachment agreement; and,
  - (c) Clarification of the calculations of the Details for Development to the satisfaction of the Building Commissioner; and,
  - (d) Approval by the Committee of Adjustment for the following variances:
    - (i) a front yard of 1.52m instead of the required 4.236m; and,
    - (ii) a southerly side yard of 4.1m instead of the required 7.5m; and,
    - (iii) a northerly side yard of 0.457m to the new public alley instead of the required 7.25m; and,
    - (iv) a 6.5m wide canopy as close as 0.0m to the southerly lot line instead of the required 6.5m; and,

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- (v) an accessory covered garbage structure to be located in the northerly side yard; and,
  - (vi) a landscape area of 371.0m<sup>2</sup> instead of the required 1,048.28m<sup>2</sup>.
- (e) Modification to the parking lot at 27 Head Street to provide for paving of the driveway and parking spaces and a catch basin to the satisfaction of the Director of Development, Roads Department; and,
  - (f) Incorporation of comments from the Public Works Department on the proposed protection for retaining the existing trees along Head Street adjacent to the new development or alternatively proceeding to the Transport and Environment Committee and City Council to deal with the affected trees; and,
  - (g) Incorporation of comments from the Roads Department to deal with various grading matters; and,
  - (h) Provision of appropriate securities and agreements for site development in accordance with City Council policy.
20. That leave be granted to introduce the following Bills:
- (a) C-24 A By-law to remove Block 30 of Registered Plan Number 62M-650 from Part Lot Control
  - (b) C-25 A By-law to repeal By-law No. 92-242 and By-law No. 92-235 respecting land located at the south-east corner of Stone Church Road East and Upper Wentworth Street
  - (c) C-26 A By-law to amend Zoning By-law No. 6593 respecting lands located west of Pritchard Road between Stone Church Road East and Rymal Road East

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- (d) C-27 A By-law to designate the Gartshore-Thomson Building in Pier 4 as a Property of Historic and Architectural Value and Interest

**RESPECTFULLY SUBMITTED,**

**ALDERMAN DON DRURY,  
CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

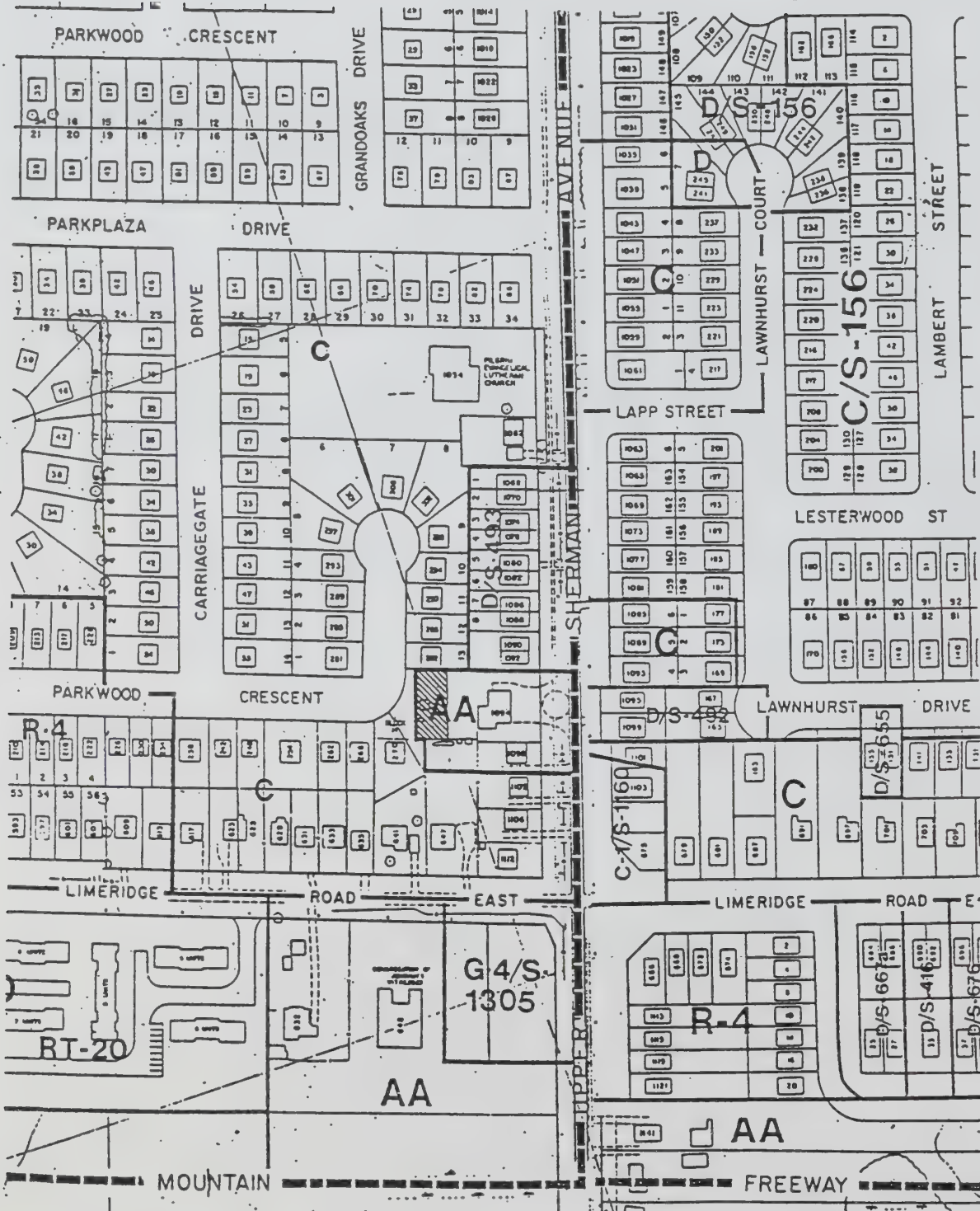
**Charlene J. Touzel  
Acting Secretary**

**1994 May 25**



Appendix "A" referred to in  
Section 2 of the NINTH Report  
of the Planning and Development  
Committee for 1994

1994 May 31



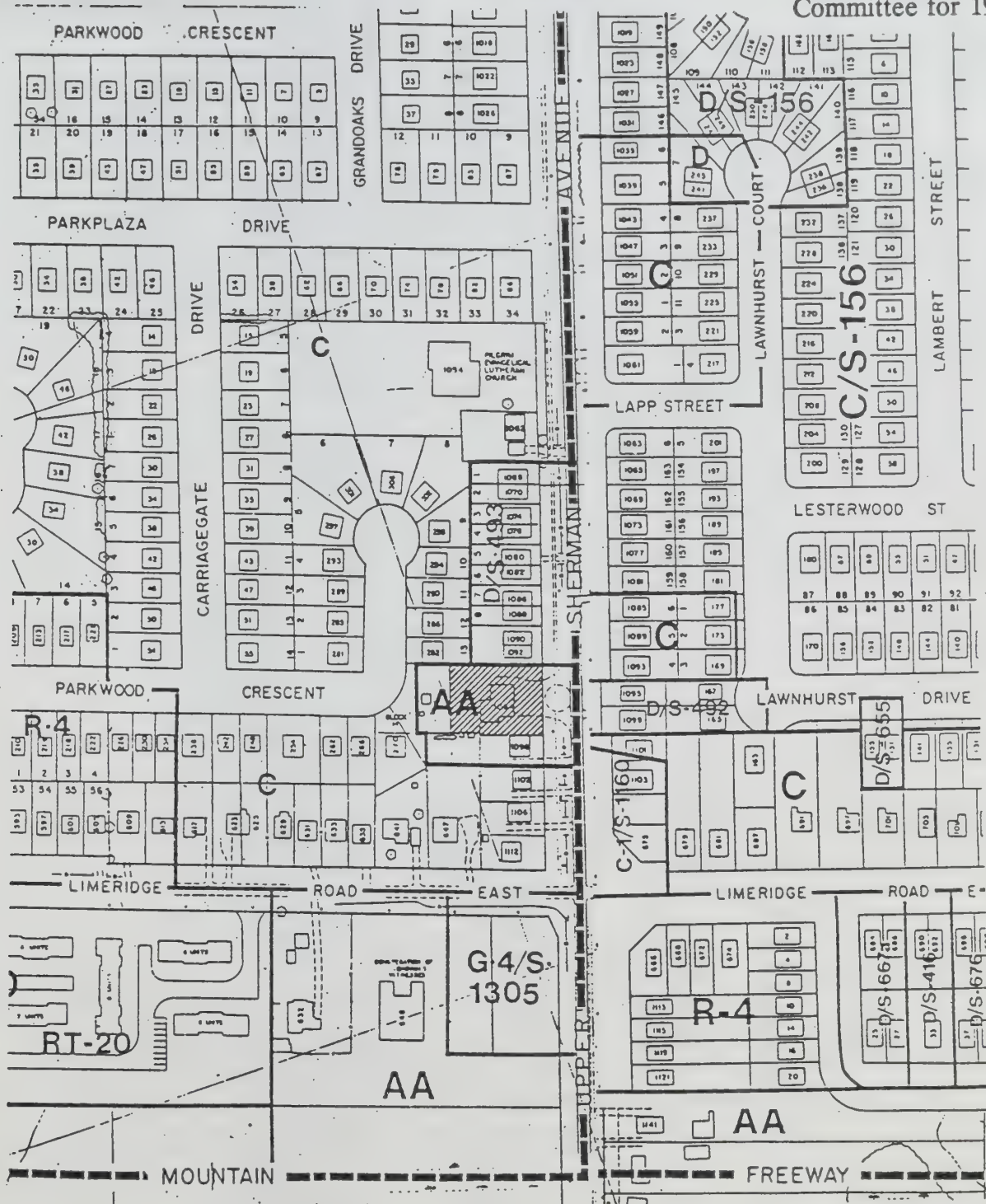
Legend



Site of the Application



1994 May 31



Legend

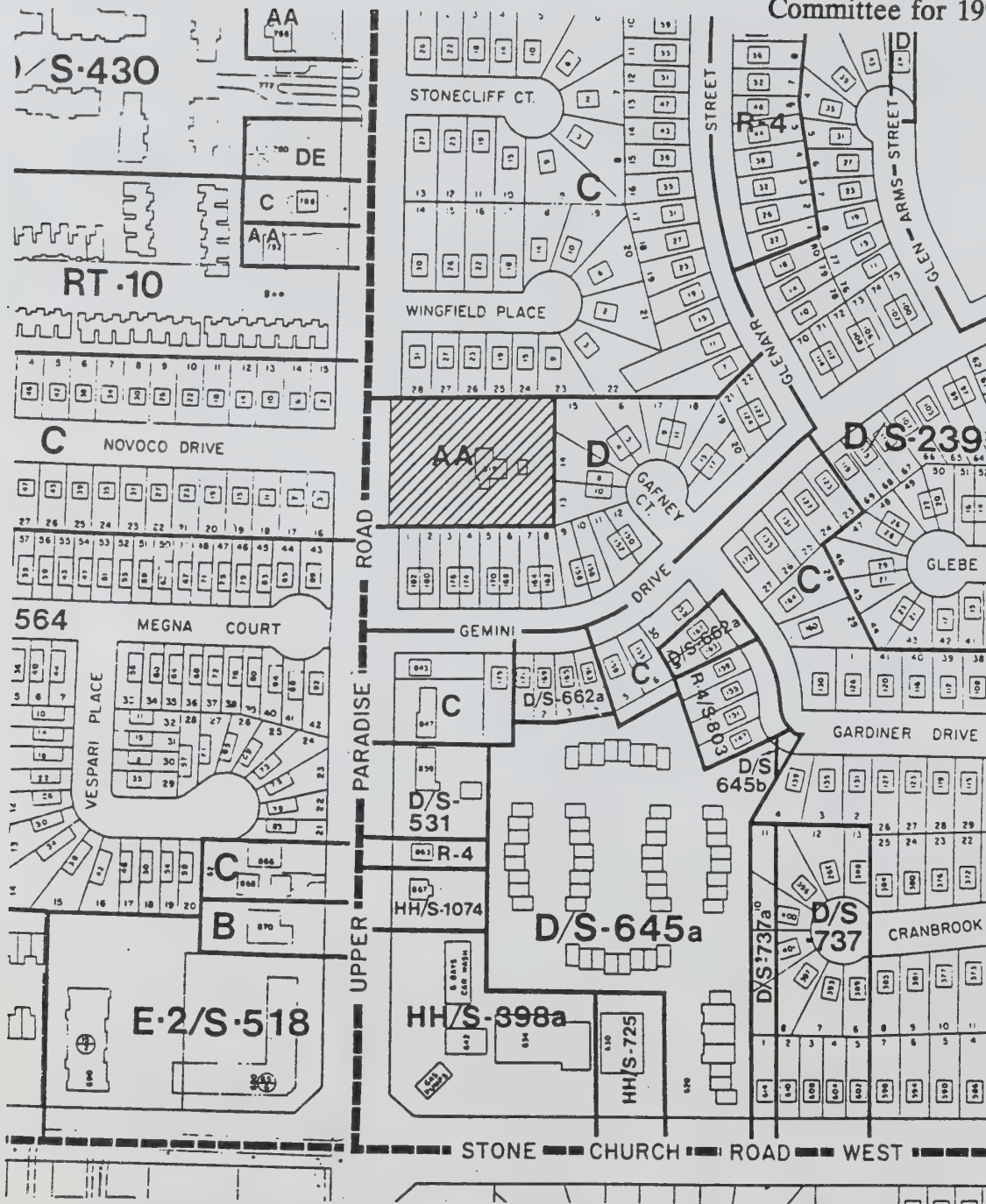


Site of the Application



1994 May 31

Appendix "C" referred to in  
Section 4 of the NINTH Report  
of the Planning and Development  
Committee for 1994



Legend



Site of the Application







ect

Barton Street to Cannon Street  
1500M  
Prepared by JSM, Associates

Barton Street to Cambridge  
500M  
Prepared by JSW Associates

## CONCEPTUAL

## C-15



1994 May 31

## REASONS FOR DESIGNATION

### **St. George's Anglican Church and Parish Hall** 10 Tom Street, Hamilton

#### Context

Built in 1890, St. George's Anglican Church is situated at the north-west corner of Tom Street and Strathcona Avenue North between Victoria Park and Dundurn Park. This attractive, unpretentious Gothic Revival church and its adjacent Sunday school/parish hall fit comfortably into the surrounding late 19th/early 20th century residential neighbourhood, with its pleasant mix of modest one-storey frame houses and larger two-storey brick dwellings. The low-rise character of the church setting is interrupted only by the apartment tower to the south-east of St. George's, built on the large site of the former Semmens & Evel Casket Company.

#### Architecture

Built in the Gothic Revival style, St. George's is typical of the Anglican parish churches erected in the late 19th century to serve Hamilton's expanding neighbourhoods. The characteristic steeply-pitched roof, belfry, buttressed brick facade, and pointed-arched windows of St. George's can also be found in St. Luke's in the north end (1889); St. Mark's (1878) and St. John the Evangelist (1892) in the south end; and St. Matthew's (1887, demolished) and St. Peter's (1892, later rebuilt) in the east end. Although simple and unadorned, this form of the gothic parish church has its roots in the rich tradition of English church architecture.

Credited to Hamilton architect J. H. Young, the church was constructed in 1890 and extended easterly by two bays in 1902, creating a new facade on Strathcona North with corbelled brick decoration and a triple gothic window. The interior sanctuary consists of one, entirely open space, featuring exposed roof trusses, and some fine stained-glass windows. In 1925, the entrance vestibule was added to the front facade. Taken altogether, the pleasing simplicity of design and the balance of proportions make St. George's an architecturally distinguished neighbourhood landmark.

In 1911, the Reverend Frederick E. Howitt, noted both locally and internationally for his work in religious education, undertook the construction next door of a major Sunday School/Parish Hall. Set back from Tom Street, the Sunday School building is a tall, brick structure comparable to the church in height and scale. Its exterior treatment is unusual with elaborate brick corbelling on the gable front and widely spaced Tudor-arched windows; the interior Sunday School layout consists of a large, two-storey open room containing classrooms a

1994 May 31

mezzanine on three sides. Although the church schoolhouse was a popular addition in the 1890's, St. George's example is unusually large for the size of the church; as a free-standing church school, it is a relatively rare building type today. Formerly accomodating as many as 900 children, the school stands as a testimony to the value that St. George's parish placed on education.

These two brick buildings, church and school, are situated at right angles to each other around a grassed forecourt. Together, they form an interesting architectural complex which enhances the urban character of the neighbourhood.

### History

Opened as St. George's Chapel of Ease, this church was built to service parishioners in the west end of the Parish of All Saints, located at the corner of King and Queen. Only three years later, St. George's became a separate parish, defined as the area westward from Locke and Locomotive (Ray, north of York) Streets to the Ascension (Hamilton) Cemetery and from Main Street to the harbour. By the turn of the century, St. George's Church was an important institution within the thriving West End neighbourhood.

The period of major expansion for St. George's Church and Parish corresponds to the thirty-one year ministry of its third rector, Reverend Frederick E. Howitt, appointed in 1895 and made a canon in 1914. St. George's prominence within Hamilton's Anglican community may be largely attributed to his dedicated and inspirational service. As a gifted preacher and teacher, Canon Howitt attracted large audiences to regular services at St. George's and gave religious instruction to classes throughout the city. Moreover, Howitt's influence extended far beyond the local Anglican community through his work as a missionary and speaker across Canada and the United States.

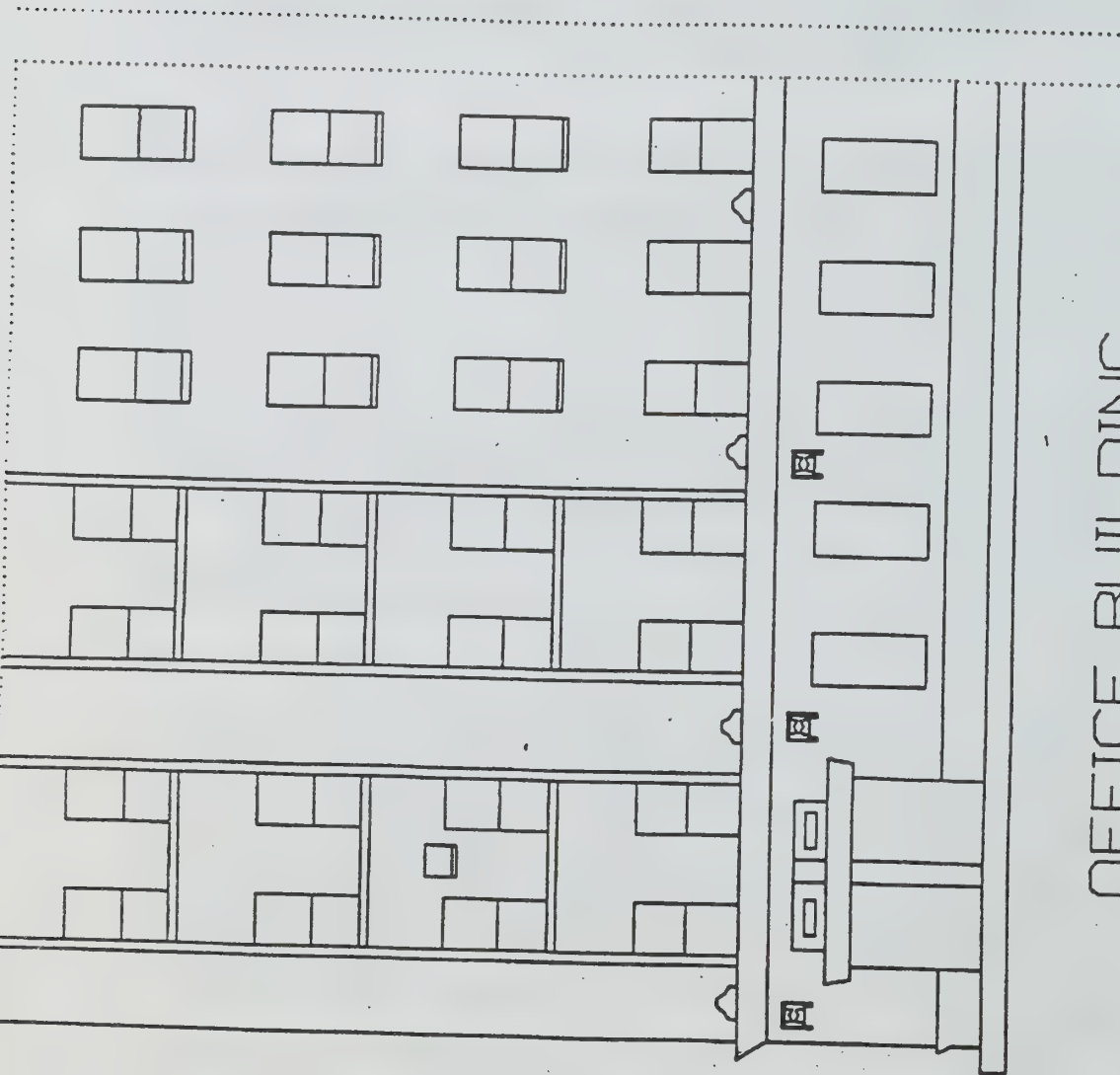
Another prominent figure in the history of St. George's was its sixth rector, the Reverend Donald H. MacLennan (1941-1966), who made a substantial contribution to the missionary and religious education work begun by Canon Howitt and subsequently associated with St. George's.

### Designated Features

Important to the preservation of St. George's Anglican Church are the original features of all four facades of the church, including the brick masonry walls and stone foundation, buttresses, belfry, pointed-arched windows with stone sills, the stained glass windows, doors; the interior sancturay, including the walls, windows, interior roof trusses and original wood panelling; and all four exterior facades of the adjacent Sunday School/Parish Hall, including walls, windows, and the interior open space with its classrooms and mezzanine.

1994 May 31

Appendix "F" referred to in  
Section 16 of the NINTH Report  
of the Planning and Development  
Committee for 1994



PROPOSED  
LAYOUT

OFFICE BUILDING

286 SANFORD AVE. N.

( Lower East Corner of Building, North Side )







1994 May 31

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **NINTH** Report for 1994 and respectfully recommends:

1.     (a)     That the conveyance by the City for \$1. of the Hydro property known as 284 Sherman Avenue North, being composed of Part of Lot 8, Concession 1, in the former Township of Barton to the Hamilton Hydro-Electric Commission, be approved and completed and the funds derived from the conveyance be credited to Account No. CH 4X999 00102 (Reserve for Property Purchases - Other Revenue); and,  
  
          (b)     That the City Solicitor be authorized to prepare the necessary documents; and,  
  
          (c)     That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
2.     That the listing of Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton to 1994 May 18, attached herewith and marked Appendix "A", be approved.
3.     (a)     That approval be granted to the Royal Bank of Canada to use the City Hall forecourt on Tuesday, 1994 June 28 from 9:00 a.m. to 2:30 p.m. for a registration area and barbecue in conjunction with the Ride for Easter Seals fundraising event; and,  
  
          (b)     That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
4.     (a)     That approval be given to the action taken by the City Clerk in authorizing the Canadian Polish Congress to use the west end of City Hall's second floor foyer from Tuesday, 1994 May 24 to Friday, 1994 May 27 to set up a display to celebrate the 50th Anniversary of the Battle of Monte Cassino, Falaise and the Warsaw Uprising; and,  
  
          (b)     That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

1994 May 31

5. (a) That approval be given to Tele-Touch, a United Way Agency, to set up a display highlighting the Tele-Touch services on the first floor of Hamilton City Hall from Monday, 1994 July 4 to Friday, 1994 July 29; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
6. That approval be given to the action taken by the City Clerk in authorizing the use of Room 219 from 12:00 noon to 1:00 p.m. on Thursday, 1994 May 19 by the Mayor's Race Relations Committee for the purpose of holding a press conference requesting a public inquiry into the circumstances of Rob Gentles' death at the Kingston Penitentiary.
7. For the information of the members of City Council, the Finance and Administration Committee have appointed Robert Brooks to serve on the Keep Hamilton Clean Committee for a term to expire 1996 November 30.
8. (a) That the 1993 Financial Report of the Corporation of the City of Hamilton, which has been forwarded to all members of City Council and is available from the Secretary upon request, be received; and,  
  
(b) That the City Treasurer arrange to publish on one occasion the required 1993 financial information, based on the audited report, in The Hamilton Spectator as soon as possible, but in any event, within sixty days of receiving the audited statements and in accordance with regulations of the Ministry of Municipal Affairs.
9. (a) That the City continue to manage its investment portfolio, specifically the general fund, reserves, reserve funds, capital funds and trust funds, (with the exception of the Hamilton Public Library Capital Endowment Trust Fund and Special Gift Trust Fund which are managed by the Hamilton Foundation in accordance with the procedures established and approved by the Hamilton Public Library Board) in accordance with the procedures outlined in the Municipal Act; and,  
  
(b) That the overall minimum required credit rating for long term investments be maintained at a level "A" rating and short term investment at a level of "R-1 (low)", as defined by the Dominion Bond Rating Services (DBRS) and Canadian Bond Rating Services (CBRS). The size of investment holdings and minimum credit ratings vary between the Federal Government, Provincial Government, Municipal Government, Schedule I banks, Schedule II banks, and Trust Corporations; and,

1994 May 31

- (c) That the Treasurer be authorized to enter into an agreement with the City's banker, satisfactory to the City Solicitor, to provide for the safe-keeping and custody of securities for the City's investment portfolio; and,
  - (d) That the Treasurer be authorized to enter into a Securities Lending agreement with the City's banker to generate additional income to reduce the costs of (c) above.
10. (a) That the position of Supervisor of Subsidies (1.0 FTE), non-union salary grade "J", be declared redundant and deleted from the complement of the Treasury Department; and,
- (b) That the position of Budget Analyst (1.0 FTE), non-union salary grade "L" be reclassified to Revenue Officer (1.0 FTE) non-union salary grade "K" (\$47,412.56 - \$55,811.08 per annum); and,
- (c) That the position of Expenditures Analyst (1.0 FTE) be created and added to the complement of the Treasury Department, classified in non-union salary grade "M" (\$40,640.60 - \$47,819.20 per annum) and posted as a career development position, for internal applicants only.
11. That the Hamilton Firefighters Drum Corps. be invited to represent the City of Hamilton at the 1994 Grey Cup Parade being held 1994 November 27 in Vancouver, on an equal cost shared basis between the City and the Drum Corps. up to a City's share amount not to exceed \$18,000.
12. (a) That approval be given for the hosting of an Arts and the Cities' Ontario Region Meeting/Symposium in the Council Chambers, City Hall, on 1994 June 11; and,
- (b) That approval be given for a City contribution from the Civic Receptions and Delegate Hosting Budget for hosting purposes in the amount of \$3,000. from Account CH 55314 84010.
13. That a purchase order be issued to R.C. Dawson, Hamilton, in the amount of \$77,587.69, including all applicable taxes for the supply, delivery and installation of furniture at Fire Station 4, Macassa Park, being the only acceptable of eleven tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender. Funds available in Fire Station 4, Macassa Park Account No. CF 5200 489241009.



14. That the following Market Lighting Policy be adopted:
  - (a) That all lighting in the Market, including stall lighting, ceiling lighting, loading dock lighting, electrical conduit, switches, receptacles, Uni-strut and chain is the property of the Corporation of the City of Hamilton; and,
  - (b) That no person will be allowed to install, hang, and plug in any other light fixture; and,
  - (c) That no person will be allowed to remove, alter, paint, change or renovate any lighting throughout the Market; and,
  - (d) That all lighting in the Hamilton Farmers' Market is the responsibility of the Building Operations and Maintenance Division of the Property Department. The responsibilities include all maintenance, repairs, ballast replacement, tube replacement, and electrical supply; and,
  - (e) That there will be no exception to the above-noted Policy.
15.
  - (a) That the Director of Property be authorized to proceed with the following general maintenance improvements in City Hall:
    - (i) The replacement of carpeting in Committee Rooms 233 and 219 at an estimated cost for labour only of \$2,400.; and,
    - (ii) The construction of an eight foot (8') extension to the existing meeting table and a new secretarial desk in Room 219 at a cost estimated at \$2,500.; and,
    - (iii) The replacement of carpeting in the Mayor's office, the office of the Executive Assistant to the Mayor and adjacent Administrative space at an estimated cost of \$14,500., which also includes expenses to correct subfloor deficiencies; and
  - (b) That the cost of undertaking these maintenance improvements be charged to Capital Budget Accounts - City Hall Accommodation Requirements.

1994 May 31

16. (a) That the proposed reduction package, "Prop 9 - Reduction of Caretakers Hours" in the sum of \$87,517. as submitted by the Property Department to the Committee of the Whole for approval on 1994 February 11, be replaced with the alternative savings package of equal value funded from the overall budget of the Property Department, as presented to the Finance and Administration Committee and available from the Secretary upon request; and,
  - (b) That the proposed implementation date of 1994 June 6, for the reduced hours for Caretakers be postponed in order to allow the implementation of the alternative package referenced above.
17. (a) That the Final Report of the City Hall Space Study dated 1994 April 18, prepared by Carruthers Shaw and Partners Limited, as presented to the Finance and Administration Committee and available from the Secretary upon request, be received; and,
  - (b) That the Chief Administrative Officer and the Director of Property be directed to implement the findings contained in the report as renovations take place within City Hall; and,
  - (c) That the Carruthers Shaw and Partners Limited account, in the amount of \$25,698.42 plus G.S.T. of \$1,798.89 for a total amount of \$27,497.31 be paid in full and charged to Account No. CF 5000 319041002 (Accommodation Requirements - City Hall).
18. (a) That the Director of Property be authorized and directed to take all necessary and appropriate steps to preserve the City's interests in the Computer Renovation and Relocation Project at Hamilton City Hall, 71 Main Street West, Hamilton, Ontario, including noting the default of the contractor by sending official notices to it and its bonding company; and,
  - (b) That the Director of Property report back to the Finance and Administration Committee meeting of 1994 June 23, or sooner, on the response of the bonding company regarding its intentions to complete the project or otherwise and that the City Solicitor report on the legal implications of that response; and,

1994 May 31

- (c) That in the event that arrangements satisfactory to the City are not implemented, that the contract between the Corporation of the City of Hamilton and Memphis-Kendall Builders Inc. of Toronto, for the Computer Renovation and Relocation Project at the Hamilton City Hall, 71 Main Street West be terminated for default, including the contractor's gross delay in construction progress, without proper excuse, and the contractor's apparent failure to protect the City from claims of non-payment by the contractor's subcontractors, despite payment by the City to the contractor, and for other serious breaches of the contract; and,
  - (d) That the Director of Property list the various construction completion options available to the City and recommend the one most suitable in all circumstances, including budgetary restraints.
19. (a) That the replacement Central Processor Unit be acquired from IBM Canada Limited of Burlington, Ontario (the lowest of 5 proposals), at \$21,609. per month for 48 months commencing 1994 July 1 in accordance with their proposal dated 1994 May 10. Funding to be provided from Account CH 56605 26020 (Computer Equipment Rental); and,
- (b) That the lease of two IBM series 3390 model 38 disk drives and related equipment be renewed with IBM Canada Limited of Burlington, Ontario (the lowest of 5 proposals) at \$8,545. per month for 36 months commencing 1994 July 1 in accordance with their proposal dated 1994 May 10. Funding to be provided from Account CH 56605 26014 (Computer Equipment Rental); and,
- (c) That the lease of one IBM 3990 series Access Storage Controller be renewed with Scott Capital Group Inc of Mississauga, Ontario (lowest of 3 proposals) at \$691. per month for 36 months commencing 1994 July 1 in accordance with its proposal dated 1994 May 11. Funding to be provided from Account CH 56605 26014 (Computer Equipment Rental); and,
- (d) That the monthly central processor software cost, as supplied by IBM Canada Limited of Burlington, Ontario be increased by \$8,750. per month from \$34,150. to \$42,900. per month effective 1994 July 1. Funding to be provided from Account CH 56005 26020 (Computer Software) and CH 56099 26021 (User Software).



1994 May 31

20. (a) That the City of Hamilton renew its membership to the Francophone Association of Municipalities of Ontario for 1994 in the amount of \$700.; and,
  - (b) That funding for this expenditure be charged to the Unclassified Expenditure Account CH 55164 24201.
21. (a) That a purchase order be issued to Nova Quintech, Pierreville, Quebec, in the amount of \$703,530., including all applicable taxes, for the supply and delivery of One (1) Combination Fire Apparatus with a 65 foot 3 section Pre-piped Aerial Ladder and Class "A" Pumper Truck, being the only proposal received, in accordance with the Request for Proposal issued by the Manager of Purchasing and Vendor's submission; and,
  - (b) That this expenditure be financed through the Reserve for Replacement of Mobile Equipment Account No. CH 5X502 00101; and,
  - (c) That a contract be entered into satisfactory to the City Solicitor.
22. (a) That the City decline to accept the Offer to Settle of the Plaintiffs dated 1994 May 12; and,
  - (b) That the City offer to resolve all outstanding issues in Ontario Court (General Division) Action No. 26723/91 on the following basis:
    - (i) That the City pay to the Plaintiffs, Rose Dean, Robert Dean and Catherine Carroll the sum of \$5,000. inclusive of all claims for damages, interest and costs; and,
    - (ii) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
    - (iii) That Ontario Court (General Division) Action No. 26723/91 and all cross-claims by and against the City shall be dismissed without costs; and,
    - (iv) That this Offer shall remain open for acceptance until withdrawn, or until the commencement of trial herein, whichever first occurs.



1994 May 31

23. (a) That the City resolve Ontario Court (General Division) Action No. 14726/89 by the payment of \$2,500. inclusive of all damages, interest and costs to the Plaintiffs, Mildred and Irvin Springer; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division Action No. 14726/89 be dismissed without costs.
24. (a) That permission be granted for the Cross Canada Bible Relay to use the City Hall forecourt and all other pertinencies, on Monday, 1994 June 6th from 5:00 p.m. to 7:00 p.m., for a welcoming ceremony; and,
- (b) That access be provided to the first floor City Hall washrooms; and,
- (c) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
25. That leave be granted to introduce the following Bills:
  - (a) D-20 A By-Law to Authorize 1994 Debenture Projects and Amounts.
  - (b) D-21 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 May 26**

Appendix "A" referred  
to in Section 2 of the  
NINTH Report of the  
Finance and Administration  
Committee for 1994.

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Declan Arneaud	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Ron Baylis	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,764.40	April 18/94
Mr. Patrick Brooks	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Paul Buffett	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. R. Allan - retired Oct. 30/93	\$34,234.08	April 18/94
Mr. Michael Cawte	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Gordon Collier	E	Probationary Firefighter (NIB)	Fire	Replacing Mr. G. Dolman - retired, Oct. 26/93	\$34,234.08	April 18/94

Prepared May 18/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Larry Cosentino	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Mark Crease	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Martin Crowder	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Robert Daiber	I	Probationary Firefighter (N18)	Fire	Returned to former Position	\$34,324.08	April 18/94
Mr. Gary Duckworth	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Geoff Duguay	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Steven Farruggia	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Morris Felicetti	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Dalton Filman	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. John Flaherty	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. John Flynn	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Patrick Fournier	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E



## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Thomas Gillies	I	Probationary Firefighter (NIB)	Fire	Replacing Mr. R. Bowman - retired Oct. 26/93	\$34,234.08	April 18/94
Ms. Christine Goodenough	I	Customer Service Rep./ Plan Examiner (21-D)	Building	Additional Staff Council Approved February 11, 1994	\$37,883.56 to \$43,825.60	April 25/94
Mr. Roland Gosselin	I	Sanitation Worker (2-Man Crew) (DIS-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Glen Green	I	Sanitation Worker (2-Man Crew) (DIS-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Randy Gregus	I	Sanitation Worker (2-Man Crew) (DIS-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. John Haight	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Ms. Susan Hayward	I	Zoning Examiner/ Code Correlator (20-B)	Building	Replacing Mr. E. Begg - retired Sept. 30/94	\$37,923.00 to \$44,285.80	May 02/94
Mr. David Hitzroth	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 02/94
Mr. Steven Hoar	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Kevin Koch	I	Rink Attendant I (D-16)	Culture & Recreation	Replacing Mr. E. Blainey - retired, Dec. 31/93	\$36,780.64	April 25/94

Prepared May 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Philip Lepore	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Gregg McKerracher	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. David Mercer	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. A. Roberts - retired, Oct. 28/93	\$34,234.08	April 18/94
Mr. Brad Merritt	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Glenn Moore	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. R. Mueller - retired, Oct. 30/93	\$34,234.08	April 18/94

Prepared May 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. William Morden	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Michael Newell	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. David O'Reilly	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Robert Parsik	I	Yard Attendant (D-8)	Public Works	Replacing Mr. J. Maracle - retired, March 31/94	\$33,862.40	April 30/94
Mr. Domenic Pellegrino	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E



## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Tim Rhora	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Keith Ridgewell	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Allan Rochad	I	Street Sweeper/ Flusher Operator (D-14)	Public Works	Replacing Mr. B. Merritt - 2-Man Crew, April 18/94	\$36,052.64	May 01/94
Mr. Larry Rouse	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. James Southon	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. S. Botten - retired, Dec. 01/93	\$34,234.08	April 18/94

Prepared May 18/94

Status

 Internal - I  
 External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Howard St. Anne	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Michael Striffler	I	Rink Attendant I (D-16)	Culture & Recreation	Replacing Mr. M. Josic - retired, Dec. 31/93	\$36,780.64	April 24/94
Mr. Robert Taylor	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.04	April 18/94
Mr. Kevin Theoret	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Ms. Sherry Viau	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Wandbrough	E	Probationary Firefighter (N1B)	Fire	Replacing Mr. J. Levely - retired, Oct. 31/93	\$34,234.08	April 18/94
Mr. Joseph Weber	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Michael Webster	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Barry Wenckstern	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. John Wotta	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 02/94

Prepared May 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Ming Yong	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94
Mr. Joe Zizel	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	April 18/94

Prepared May 18/94

Status

Internal - I

External - E



## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Arlene Holman	Purchaser/Receiver	H.E.C.F.I.	Retired	12 years, 13 months	April 29/94
Mr. Santi Lolli	Concrete Finisher	Public Works	Retired (Early)	15 years, 11 months	April 29/94
Mr. Ted Szrajber	Maintenance Foreman/Wom	Public Works	Retired (Early)	30 years	April 29/94
Mr. Russ Webb	Sports Groundskeeper I	Public Works	Retired (Early)	19 years, 10 months	April 29/94

Prepared May 18/94

## Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons





1994 May 31

**REPORT OF THE SPECIAL COMMITTEE TO ADMINISTER  
THE HAMILTON-SCOURGE PROJECT**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Special Committee to Administer the Hamilton-Scourge Project presents its **FIRST Report** for 1994 and respectfully recommends:

1. That permission be granted to explore the Hamilton and Scourge archaeological sites and surrounding environs for scientific and educational archaeological purposes from 1994 June 9th -12th.
2. That Undersea Research Ltd., Dr. Joseph MacInnis enter into an agreement with the City that is satisfactory to the City Solicitor with respect to explorations of the Hamilton and Scourge archaeological sites and surrounding environs.
3. That Mount McGovern Co. Ltd., Mr. Phil Wright, as the person licensed by the Province of Ontario enter into an agreement with the City that is satisfactory to the City Solicitor with respect to explorations of the Hamilton and Scourge archaeological sites and surrounding environs.
4. That Undersea Research Ltd. and Harbour Branch Research Oceanographic Institution shall carry liability and indemnity insurance, including personal injury coverage, in the amount of five (5) million Canadian dollars with a company authorized to conduct business in the Province of Ontario. The City, the Province and Mr. Phil Wright, Mount McGovern Co. Ltd. shall be named as additional insureds and be indemnified by the Policy. Undersea Research Ltd. and Harbour Branch Research Oceanographic Institution shall indemnify the City, the Province and Mr. Wright, Mount McGovern Co. Ltd. from any acts of omissions of Undersea Research Ltd. and Harbour Branch Research Oceanographic, its employees, officers, directors, and agents.
5. That the City of Hamilton's Consultant's Letter of Engagement with Mr. Phil Wright, Mount McGovern Co. Ltd. be increased by \$10,000 as a fixed additional fee to his existing fixed fee of \$10,000. The increased fee is for additional archeological services and expenses resulting from the need to provide additional requirements necessary for our Grant Applications to the Federal Government's Department of Communications (D.O.C.) and for his services and expenses on the City's behalf in preparation of Terms and Conditions for the June 9th - 12th Expedition.
6. That the City Solicitor be directed to amend the above existing Letter of Engagement as required.

**Respectfully submitted,**

S. J. Dembe, Secretary  
1994 May 17

**ALDERMAN BOB CHARTERS  
ACTING CHAIRPERSON**





**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, 1994 MAY 31  
7:30 O'CLOCK P.M.  
COUNCIL CHAMBER, CITY HALL**

**B I L L S**

URBAN M

MAY 1 1994

GOVERNMENT DOCUMENTS



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

To Amend By-law 93-225, regarding:

1. The construction of local improvements of a concrete alley first north of BARTON STREET EAST from Tragina Avenue North to Weir Street North (east west portion only), as described below;
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

**WHEREAS** By-law 93-225 was passed on the 9th day of November, 1993 to authorize the construction as local improvements the works hereinafter described pursuant to a petition received;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton did adopt Item 35 of the 8th Report of the Transport & Environment Committee and Item 1 of the 8th Report of the Finance & Administration Committee on May 10, 1994 to authorize an increase in the City's share of the works;

**AND WHEREAS** Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

**AND WHEREAS** the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of By-law 93-225 is deleted and replaced with the following:

The construction of the works more particularly described below may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$40,400.00.



The construction of a concrete alley first north of BARTON STREET EAST from Tragina Avenue North to Weir Street North (east west portion only) at the cost not exceeding those set out below:

City's Share	\$35,175.00
Owners' Share	<u>5,225.00</u>
Total Estimated cost	<u>\$40,400.00</u>
Estimated Cost per metre frontage	\$ 95.00
Fifteen (15) annual instalments	

2. By-law 93-225, as amended herein, is hereby confirmed.

PASSED this                      day of                      1994.

CITY CLERK

MAYOR

(1994) 8 R.T.E.C. 35, May 10  
(1994) 8 R.F.A.C. 1, May 10

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

To Amend By-law 94-025, regarding:

1. The construction as a local improvement a concrete alley between FAIRFIELD AVENUE NORTH and Paling Avenue from Britannia Avenue to north limit of 226 Fairfield Avenue North and 255 Paling Avenue, (as described below) upon the petition of the abutting owners pursuant to section 11 of the Local Improvement Act;
2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the Commissioner of Transportation/Environmental Services.

**WHEREAS** By-law 94-025 was passed on the 22nd day of February, 1994 to authorize the construction as local improvements the works hereinafter described pursuant to a petition received;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton did adopt Item 35 of the 8th Report of the Transport & Environment Committee and Item 1 of the 8th Report of the Finance & Administration Committee on May 10, 1994 to authorize an increase in the City's share of the works;

**AND WHEREAS** Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

**AND WHEREAS** the City Treasurer has confirmed that the financial commitments, liabilities and debts of the project listed herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 (in force as of January 1, 1993) and that the approval of the Ontario Municipal Board with respect to the project listed herein is therefore not required;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of By-law 94-025 is deleted and replaced with the following:

The construction of the following described works may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$45,000.00.

The construction of a concrete alley between FAIRFIELD AVENUE NORTH and Paling Avenue from Britannia Avenue to north limit of 226 Fairfield Avenue North and 255 Paling Avenue at the cost not exceeding those set out below:

City's portion of the cost	\$33,924.00
Owners' portion of the cost	<u>11,076.00</u>
Total Estimated cost of the works	<u>\$45,000.00</u>
Estimated cost per metre frontage payable by the abutting owners in Fifteen (15) annual instalments	\$ 95.00

2. By-law 94-025, as amended herein, is hereby confirmed.

PASSED this                      day of                      , 1994.

CITY CLERK

MAYOR

(1994) 8 R.T.E.C. 35, May 10  
(1994) 8 R.F.A.C. 1, May 10

The Corporation of the City of Hamilton

BY-LAW NO. 94-

**To Remove  
Block 30 of Registered Plan Number 62M-650  
from Part Lot Control**

**WHEREAS** subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

**AND WHEREAS** subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . . ;

**AND WHEREAS** the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

Block 30 of Registered Plan Number 62M-650, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

**PASSED**

this day of

A.D. 1994.

**CITY CLERK**

**MAYOR**

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this      day of      1994.

\_\_\_\_\_  
Commissioner of Planning and Development of  
The Regional Municipality of Hamilton-Wentworth



The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Repeal By-law No. 92-242 and By-law No. 92-235

Respecting:

**LAND LOCATED AT THE SOUTH-EAST CORNER OF  
STONE CHURCH ROAD EAST AND UPPER WENTWORTH STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 92-242 on the 29th day of September 1992 to change the zoning and to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "G-4" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** The Corporation of the City of Hamilton passed By-law No. 92-235 on the 29th day of September 1992 to adopt Official Plan Amendment No. 116;

**AND WHEREAS** the Ontario Municipal Board by its Disposition and Order (Files No. R 920560 and O 930083), dated the 21st day of February 1994, directed that By-law No. 92-242 and By-law No. 92-235 be repealed.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 92-242 and By-law No. 92-235 and are hereby repealed in their entirety.

**PASSED** this                      day of

A.D. 1994

CITY CLERK

MAYOR

(1992) 15 R.P.D.C. 30, August 25  
Ontario Municipal Board Disposition  
and Order dated February 21 1994  
T. Valeri Construction Limited, Owner  
Amended ZA-88-129

The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED WEST OF PRITCHARD ROAD BETWEEN STONE CHURCH  
ROAD EAST AND RYMAL ROAD EAST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 125, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by the Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17, and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-69D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District, to "M-13" (Prestige Industrial) District (Block "1"); and,
- (b) by changing from "A" (Conservation, Open Space, Park and Recreation) District (Block "2"),

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

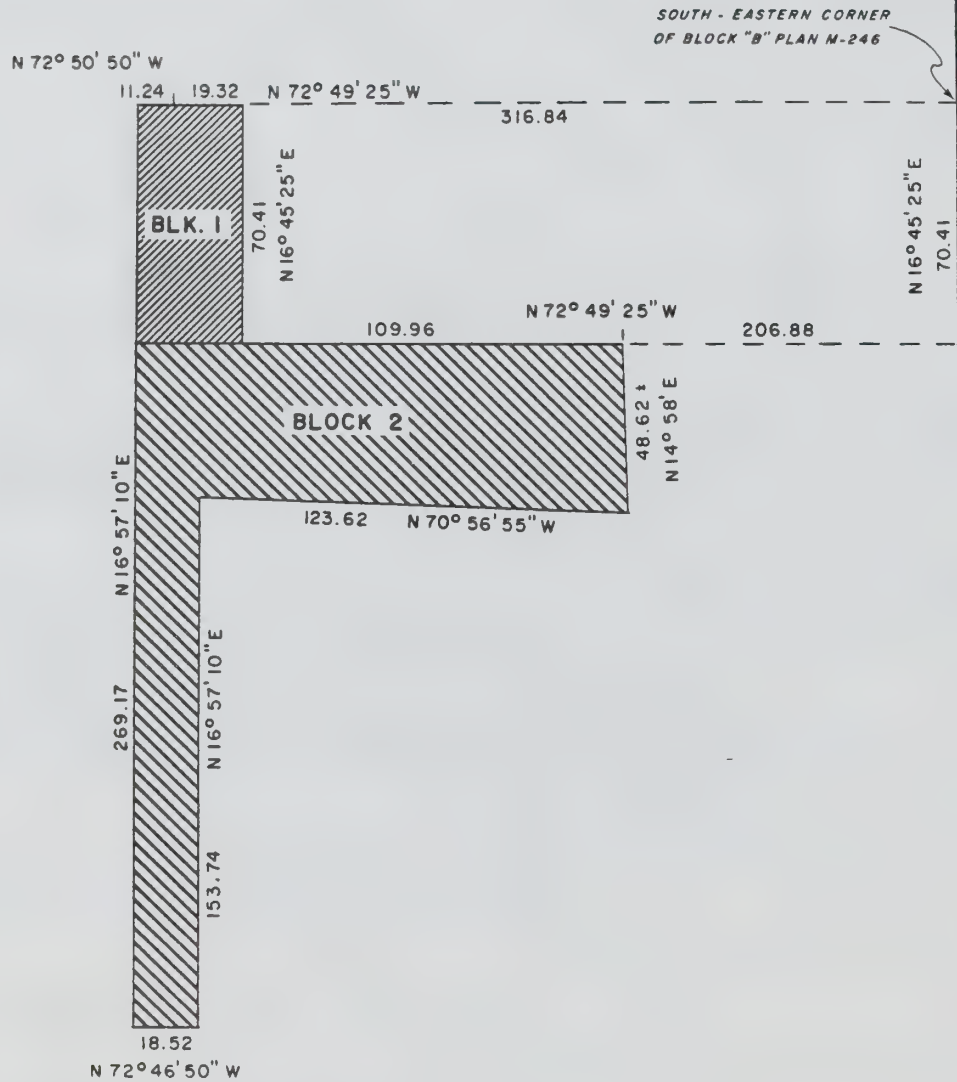
PASSED this

day of

A.D. 1994

CITY CLERK

MAYOR



NOTE: All dimensions are in meters

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"AA" (Agricultural) District to  
"M-13" (Prestige Industrial) District.



"A" (Conservation, Open Space, Park and  
Recreation) District to "M-13" (Prestige  
Industrial) District.



Scale  
Not to Scale  
Date  
APRIL 1994

Reference File No.  
ZAC-93-44  
Drawn By  
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Designate:

**GARTSHORE-THOMSON BUILDING, PIER 4 PARK**

As Property of:

**HISTORIC AND ARCHITECTURAL VALUE AND INTEREST**

**WHEREAS** the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

**AND WHEREAS** no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

**AND WHEREAS** it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Pier 4 Park and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
  - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
  - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

**PASSED** this

day of

A.D. 1994

CITY CLERK

MAYOR



Schedule "A"

To

By-law No. 94-

Gartshore-Thomson Building, Pier 4 Park

Part of Lots 1 and 2, Block 39, Registered Plan 127, and part of the lands formerly under water in front of Block 39, Registered Plan 127, designated as Part 2, on Plan 62R-12991.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

## Schedule "B"

to

By-law No. 94-

### Gartshore-Thomson Building

#### Pier 4 Park, Hamilton

##### Context

Donated to the City by the Fracassi family and moved to its present location in 1992, the Gartshore-Thomson building is now a focal point of the new Pier 4 Park at the foot of Bay Street North, just west of the Royal Hamilton Yacht Club. This one-storey late Victorian brick building presently serves as a multi-purpose waterfront park facility. Occupying a prominent hillside site, it commands a panoramic view of Hamilton Harbour; and fitting comfortably into its new park setting, the Gartshore-Thomson building also relates well to the 19th century residential streetscape above to the south, dominated by the 1869 Sail Loft.

Built around the turn-of-the-century as offices for the *Gartshore-Thomson Pipe and Foundry Co. Ltd.*, the building originally stood at the south-west corner of the company property, diagonally facing the intersection of Stuart and Caroline Street.

##### History

In the early part of this century, the Gartshore-Thomson Pipe and Foundry Co. was not only one of Hamilton's leading industries; it was also the largest pipe manufacturer in the country, recognized nationwide for its high-quality cast-iron water and gas pipes. Established in 1870 by Alexander Gartshore (whose father established the Gartshore Foundry in Dundas, which manufactured the machinery for the 1860 Pumphouse) and Thomas Cowie as the *Canada Iron Foundry and Pipe Works*, the firm first manufactured cast-iron pipes and general iron castings. Incorporated in 1896 as the *Gartshore-Thomson Pipe and Foundry Company Ltd.*, the firm was by then specializing in the manufacture of pipe for water mains and gas distribution, and was soon supplying the country's major waterworks systems with water mains and other castings. In 1933, it was claimed to be the only manufacturer of "Sand-Spun" cast-iron pipe, a technically superior pipe formed centrifugally in sand-lined moulds.

Bought out in the 1940s by *Canada Iron Foundries Ltd.* (later *Canron Ltd.*) and operated as a foundry until the mid-1980s, the property was last owned by *Philip Environmental Inc.*, which used the small corner building as an engineering office.

##### Architecture

This modest brick structure is representative of a building type associated with late 19th century industry - the small, separate office building modelled on a house form -- and is one of few surviving examples of its type in Hamilton. The residential scale and character of the Gartshore-Thomson building derives from its prototype: the one-storey hip-roofed Ontario cottage; while the detailing is predominantly Classical Revival (e.g. the simulated corner quoins, pedimented gable, bracketed eaves underscored by a continuous dentil course, and the carved keystone and egg-and-dart pilaster mouldings). The tall, round-arched doorway features a semi-circular brick and stone arch sprung from brick pilasters, a solid panelled wood door with sidelights and a segmental transom; above is a distinctive arched wood panel carved with a

brick pilasters, a solid panelled wood door with sidelights and a segmental transom; above is a distinctive arched wood panel carved with a maple leaf pattern. The new set of wide curved stairs rising from the pedestrian walkway to a generous landing in front of the main entrance complements the symmetry and detailing of the facade.

The original character of the interior has been well preserved in the central space and adjacent offices on the west side of the building. The central room displays a decorative beamed wood ceiling, with panels of diagonal tongue-and-groove boards, moulded beams and cove, and a dentil course below the frieze.

### Designated Features

Important to the preservation of the Gartshore-Thomson building are

- the original features of all four facades, including the brick masonry, brick arches, stone lintels, decorative wood and stone elements, panelled wood doors and large single-pane sash windows, but excluding the new doorway on the east facade and the painted steel roofing;
- and the original interior features of the central room and two offices, including the doorways (with moulded wood frames, panelled and glazed wood doors, and transom lights), wood wainscoting and beamed ceiling, as well as all original window mouldings.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Authorize

**1994 DEBENTURE PROJECTS AND AMOUNTS**

**WHEREAS** Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Item 1 of the Fourth Report of the Committee of the Whole on March 29, 1994 authorized the projects appearing in Schedule "A" to this By-law;

**AND WHEREAS** the financial commitments, liabilities and debt charges of the projects listed in Schedule "A" and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. The projects listed in Schedule "A" attach to and form part of this By-law and are hereby approved.
2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of \$15,116,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

**PASSED** this \_\_\_\_\_ day of \_\_\_\_\_, 1994.

City Clerk

Mayor



SCHEDULE "A" TO BY-LAW 94

<u>Project</u>	<u>Gross Cost</u>	<u>Receipts &amp; Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
1) Major Maintenance to Civic Buildings	\$ 400,000	\$ --	\$ 400,000	20 years
2) Farmer's Market - Replacement of Roof	134,000	--	134,000	20 years
3) Scott Park Arena Replacement of Roof	150,000	--	150,000	20 years
4) Westmount & Mountain Arena - Boiler Replacement	154,000	--	154,000	20 years
5) Copps Coliseum - Steam to Hot Water Conversion	205,000	--	205,000	20 years
6) Mountain Composite - Roof Replacement	65,000	--	65,000	20 years
7) MacNab Recreation Centre - Building Envelope Repairs	250,000	--	250,000	20 years
8) Barrier Free Design Access - Recreation Buildings	394,000	--	394,000	20 years
9) Rehabilitation of the Parkdale Avenue South Bridge	397,000	99,000	298,000	20 years
10) Roadways & Sidewalks Reconstruction Program - Local Roads	7,015,000	1,754,000	5,261,000	20 years
11) Queen Street Steps - Construction	540,000	--	540,000	20 years
12) Riverdale Recreation Centre - Design Etc.	500,000	--	500,000	20 years
13) Dundurn Castle Restoration S. & W. Facades - Dovecote & Stables	2,726,000	1,000,000	1,726,000	20 years
14) Parkdale Arena	1,739,000	--	1,739,000	20 years
15) Inch Park Arena	1,739,000	--	1,739,000	20 years
16) Change Area/Basket Room Conversion to Locker Room	550,000	--	550,000	20 years
17) Chedoke Mountain Steps	378,000	--	378,000	20 years
18) Lighting Safety Improvements	233,000	--	233,000	20 years
19) Crown Point East/McAnulty - Phase I	532,000	132,000	400,000	20 years
<b>TOTALS</b>	<u>\$18,101,000</u>	<u>\$2,985,000</u>	<u>\$15,116,000</u>	

BY-LAW NO. 94 -

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31ST DAY OF MAY A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            31st                            day of        May                            A.D. 1994

CITY CLERK

MAYOR



CA4 ON HBL AOS  
A35  
1994



**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1994 June 28  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

*\* City Council will meet as the Nominating Committee to appoint a Chairman of the Committee of the Whole immediately following the presentations.*

**AGENDA**

**1. National Anthem sung by:**

*Samantha Amog*

**2. Opening Prayer:**

*Reverend Canon David Blackwood  
St. Luke's Anglican Church*

**3. Ti-Cat Promotion Week**

*Roger Yachetti, Chairman of the Board  
John Michaluk, President and CEO  
Neil Lumsden, Vice-President, Marketing & Sales  
Marvin Caplan, President, Downtown B.I.A.*

**4. Presentations:**

**Certificates of Recognition:**

- (a) *Reverend Canon David Blackwood*
- (b) *Dr. Maria Gabriella Gambacurta, Italian Vice-Consul*
- (c) *Hamilton Transway Girls' Basketball Club,  
Doug Harrison, Co-ordinator*

*The Urban/Municipal Collection  
2nd Floor  
Hamilton Public Library  
+ Bill*





### **Certificates of Recognition - continued**

- (d) *Italian Canadian Community Involvement Incorporated,  
Marina Spitale, President  
Enzo Galano*
- (e) *St. Jean De Brebeuf Braves Senior Boys' Volleyball Team  
Jos Nederveen, Head Coach  
Chris Fox, Principal  
Nancy Castura, Team Co-ordinator*
- (f) *Cleveland Bryan  
Founder of Bryan's Taekwon-do*
- (g) *Clean World Award to the Keep Hamilton Clean Committee, Ron  
Volterman, Chairperson and Evelyn Principato, Vice-Chairperson*
- (h) *Robert Van Kleef Taxi Industry Professional Awards and Trophy to:  
Peter Eldridge - Executive Administrator/Contributer of the Year  
Gerrard MacDonnell - Dispatcher/Call Taker of the Year  
Michael Bernier - Cab Driver of the Year*

### **5. Minutes from the meetings held:**

- (a) *1994 May 31 (Regular)*
- (b) *1994 June 7 (Special)*
- (c) *1994 June 21 (Special)*

### **6. Petitions and Correspondence**

### **7. Reports of the Standing Committees**

- (a) *Transport and Environment Committee*
- (b) *Parks and Recreation Committee*
- (c) *Planning and Development Committee*
- (d) *Finance and Administration Committee*
- (e) *City of Hamilton Licensing Committee*
- (f) *Nominating Committee*



8. *Notices of Motion for Next Meeting*
9. *First Reading of the Bills*
10. *Second Reading of the Bills - Committee of the Whole*
11. *Third Reading of the Bills*
12. *Question Period*
13. *Adjournment.*





# MINUTES



1994 May 31

Minutes of Hamilton City Council  
Tuesday, 1994 May 31  
7:50 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor R. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

The Salvation Army Hamilton Temple Ensemble under the direction of Ken Spink played the National Anthem.

\* \* \* \* \*

Father John Murphy, St. John the Baptist Roman Catholic Church led Council in prayer.

**PRESENTATION**

Milt Lewis and Vincenza Travale, Co-Chairs, Hamilton Sesquicentennial Committee made a presentation to Mayor Morrow.

**PROCLAMATIONS**

Mayor R. M. Morrow proclaimed the following:

(a) West Hamilton Day - 1994 June 11.



(b) International PBX Telecommunications Week - 1994 June 5 to 11

(c) Fit Week - 1994 May 27 to June 5.

### ADOPTION OF MINUTES

The minutes of the meeting held 1994 May 10 were adopted as circulated.

### CORRESPONDENCE

1. Application dated 1994 May 17 from Jacqueline MacInnis and Norman MacInnis, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 185 Annabelle Street, Hamilton, Ontario.

**Received.**

2. Application dated 1994 May 18 from 819802 Ontario Limited, in Trust - Giovanni (John) Fortino, principal officer, Ancaster, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified, for lands located on the north of Wilson Street, between Hughson Street North and John Street North, Hamilton, Ontario.

**Received.**

3. Application dated 1994 May 18 from Ontario Secondary School Teacher's Federation, Hamilton, Ontario for a modification to the established "M-14" (Prestige Industrial) District regulations, for property located at No. 95 Unsworth Drive, Hamilton, Ontario.

**Received.**

4. Letter dated 1994 May 27 from the Hamilton Harbour Commissioners respecting the Financial Statements of the Hamilton Harbour Commissioners for the year ended 1993 December 31.

**Received.**

5. Letter dated 1994 May 31 from the Beasley Neighbourhood Association regarding the Ferguson Avenue Revitalization.

**Received.**

6. Letter from the Westdale B.I.A. requesting hanging baskets for their business area.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Special Committee to Administer the Hamilton-Scourge Project be now considered in Committee of the Whole with Alderman D'Amico in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<p><b>PARKS AND RECREATION COMMITTEE - NINTH REPORT</b></p>
---

**Section 4 Re: Green Fees - Canadian Football Hall of Fame Golf Tournament**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

\* \* \* \* \*

**Section 11    Re: Green Fees - Hamilton YWCA\Cadillac Fairview Corporation's Fourth Annual "Mayor's Celebrity Golf Classic"**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1. CARRIED.

\* \* \* \* \*

**Section 23    Re: Selling of food and alcoholic beverages - CAVEAT - Bernie Arbour Stadium**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 25    Re: Selling of food and alcoholic beverages - Festitalia Corp. - Bernie Arbour Stadium**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 26    Re:   Selling of food and alcoholic beverages - P.L.H. Productions Inc. - Harbourfront and Pier 4 Park**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 28    Re:   Selling of food and alcoholic beverages - Greek Canadian Orthodox Church - Mohawk Sports Park**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 29    Re: Selling of food and alcoholic beverages - Hamilton Touch Football Assoc.  
- Mohawk Sports Park**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

— 4 —

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**Section 35 Re: Playgrounds - reducing staff hours**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

\* \* \* \* \*

**Section 37 Re: Selling of food and alcoholic beverages - Hamilton Hornets Rugby Football Club - Mohawk Sports Park**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1.

**CARRIED.**

<p><b>PLANNING AND DEVELOPMENT COMMITTEE - NINTH REPORT</b></p>
---

**Section 11 (a) (i) (b) Re: Payment of fees regarding land severance applications.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 11 (a) (i) (b) of the Ninth Report of the Planning and Development Committee for 1994 be amended to delete the word "non" before the word "refundable".

**CARRIED.**

\* \* \* \* \*

**Section 11 Re: Land severance application of one, two or three lot developments.**

It was moved by Alderman Agostino and seconded by Alderman Drury that Section 11 of the Ninth Report of the Planning and Development Committee for 1994 be referred back for one month.  
**CARRIED.**

\* \* \* \* \*

**Section 19 Re: Site Plan Control Application DA-94-10 Re: 22 Head Street.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 19 of the NINTH Report of the Planning and Development Committee for 1994 respecting Site Plan Application DA-94-10 be deleted.  
**CARRIED.**

<b>FINANCE AND ADMINISTRATION COMMITTEE - NINTH REPORT</b>
--

**Section 2 Appendix "A" Re: John Flaherty - Appointments To and Terminations From Permanent Positions.**

It was moved by Alderman Ross and seconded by Alderman Anderson that Page D-11 of Appendix "A" as referred to in Section 2 of the Ninth Report for 1994 of the Finance and Administration Committee be amended by deleting the information respecting the appointment of Mr. John Flaherty, and inserting in lieu thereof the following:

Name: Mr. John Flaherty  
Status: I  
Classification: Forester II(D-18)  
Department: Public Works  
Reason Hired: Replacing Mr. I. MacKenzie - promoted,  
March 28/94  
Salary Schedule: \$37,510.72  
Effective Date: April 30/94

**CARRIED.**

\* \* \* \* \*

**Section 13 Re: Furniture for Fire Department**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Agro, Copps, Jackson, Merling, Anderson. -6.

**CARRIED.**

\* \* \* \* \*

**Section 14 Re: Lighting of Market**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Agro. -1.

**CARRIED.**

\* \* \* \* \*

**Section 15 Re: General maintenance improvements in City Hall.**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*

**Section 17    Re: City Hall Space Study**

It was moved by Alderman Charters and seconded by Alderman Cooke that Section 17 of the Ninth Report of the Finance and Administration Committee for 1994 be amended by adding the following after the words "City Hall" in subsection (b): subject to the approval of the Finance and Administration Committee and City Council. **CARRIED.**

**SPECIAL COMMITTEE TO ADMINISTER THE  
HAMILTON-SCOURGE PROJECT - FIRST REPORT**

**ACTING MAYOR FOR THE MONTH OF JUNE, 1994**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman Wm. McCulloch be appointed Acting Mayor for the month of June, 1994. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and the Special Committee to Administer the Hamilton-Scourge Project, be adopted.

**Recorded vote.**

YEAS:            Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS:           -0.

**CARRIED.**

**BILLS**

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-33, A-34.  
C-24, C-25, C-26, C-27.  
D-20, D-21.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman D'Amico in the chair. (second reading).

A-33, A-34.  
C-24, C-25, C-26, C-27.  
D-20, D-21.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**



1994 May 31

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted:

A-33, A-34.  
C-24, C-25, C-26, C-27.  
D-20, D-21.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-33, A-34.  
C-24, C-25, C-26, C-27.  
D-20, D-21.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

1994 May 31

\* \* \* \* \*

City Council then adjourned at 9:45 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

**MAYOR R. M. MORROW**

J. J. Schatz, City Clerk  
1994 May 31



1994 June 7

Minutes of the Special  
City Council Meeting  
Tuesday, June 7, 1994  
7:15 o'clock p.m.  
Council Chambers, City Hall

The Council met.

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Absent: Alderman Agostino - civic business

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole be now considered in Committee of the Whole with Mayor Morrow in the Chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps,  
Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

**COMMITTEE OF THE WHOLE - SEVENTH REPORT**

Installation of stop sign control at the intersection of Duke and Caroline St.

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps,  
Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

**BILLS**

It was moved by Alderman Cooke and seconded by Alderman Copps that the following Bills be now read a first time:

A-35, A-36.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that Council move into Committee of the Whole to consider the Bills with Mayor Morrow in the chair.

A-35, A-36.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*



1994 June 7

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole on the Bills, be adopted. -

A-35, A-36.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws.

A-35, A-36.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 7:25 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

**Mayor R.M. Morrow**  
**Chairman, Committee of the Whole**

J. J. Schatz, City Clerk  
1994 June 7  
JJS/dg



Minutes of the Committee of the Whole  
and Special City Council Meeting  
Tuesday, 1994 June 21  
6:20 o'clock p.m.  
Council Chambers, City Hall

The Council met.

Present: Acting Mayor W. McCulloch  
Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino,  
Eisenberger, Jackson, Charters, Merling, Anderson, Ross, D'Amico.

Absent: Mayor Robert M. Morrow - vacation

Acting Mayor McCulloch called the meeting to order.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole be now considered in Committee of the Whole with Acting Mayor McCulloch in the Chair.

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

**COMMITTEE OF THE WHOLE - EIGHTH REPORT**

Employment Contract - R. Sugden, Director of Culture and Recreation

**Section 1 Re: Contract - Director of Culture and Recreation**

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole be adopted.

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

<p><b>BILL E-18</b></p>
-------------------------

It was moved by Alderman Cooke and seconded by Alderman Copps that Bill E-18 be now read a first time.

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that Council move into Committee of the Whole to consider Bill E-18 with Acting Mayor McCulloch in the chair.

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

**Recorded vote on Bill E-18.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that the Report of the Committee of the Whole on Bill E-18, be adopted. -

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Copps that Bill E-18, be now read a third time, signed, sealed and enrolled as a By-law.

**Recorded vote.**

YEAS: Acting Mayor McCulloch, Aldermen Cooke, Kiss, Agro, Copps, Wilson, Eisenberger, Charters, D'Amico. -9.

NAYS: Aldermen Drury, Morelli, Agostino, Jackson, Merling, Anderson, Ross. -7.

**CARRIED.**

\* \* \* \* \*



1994 June 21

\* \* \* \* \*

City Council then adjourned at 6:30 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

**Acting Mayor W. McCulloch**  
**Chairman, Committee of the Whole**

J. J. Schatz, City Clerk  
1994 June 21  
JJS/dg

**CORRESPONDENCE**



Correspondence:

1. Application dated 1994 June 1 from Constantine, Anna, Mark and Victoria Skypas and Andrew and Irene Dabrowski, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located at the rear of No. 144 Limeridge Road East (south of the proposed Red Hill Expressway and west of Colin Crescent).

**Recommendation:**                      **Be Received.**

2. Application dated 1994 June 8 from Frank Ricci, Hamilton, Ontario for a change in zoning from "HH" (Restricted Community Shopping and Commercial) District to "DE-3" (Multiple Dwellings) District, modified for lands at No. 2535 King Street East, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

3. Letter dated 1994 June 13 from Ashok Kumar, Hamilton, Ontario requesting a delay to the passing of By-law for ZAC-93-42 for property at the rear of 1094 Upper Sherman Avenue pending OMB decision on ZAC-93-43 for property at the front of 1094 Upper Sherman Avenue, Hamilton, Ontario.

**Recommendation:**                      **Be Referred to the Planning and Development Committee.**





Copy sent to V. Abraham, Director of Local Planning, Planning Department, P. Noé Johnson, City Solicitor, Law Department, M. Main, Director of Traffic Services, Traffic Department, Alderman D. Drury, Chairperson, Planning and Development Committee, Alderman F. Eisenberger, Vice-Chairperson, Planning and Development Committee dated - 1994 June 13 + Art Zuidema, Law Dept.

ASHOK KUMAR  
81 Christie St.  
Hamilton, On. L9B 1J9

JUN 13 1994

3.

June 13, 1994.

Mr. Joe Schlatz  
City clerk  
City of Hamilton  
71 Main Street West  
Hamilton, On. L8N 3T4


Re: ZAC-93-42 and ZAC-93-43

Dear Mr. Schlatz;

I am the applicant for the zoning applications ZAC-93-42 and ZAC-93-43. Based on the fact that ZAC-93-43 was denied by the council, I wish to request that the bylaw regarding my application ZAC-93-42 be held in abeyance pending the outcome of the O.M.B. decision on ZAC-93-43.

I trust this is satisfactory. Thanking you very much for your co-operation.

Yours truly;



Ashok kumar



## REPORTS



1994 June 28

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **NINTH** Report for 1994 and respectfully recommends:

1. (a) That the appropriate By-law to alter Dundurn Street South, south of Aberdeen Avenue by installing a temporary curb stone island within the portion of the street be enacted.
2. (b) That the appropriate By-law to alter Dana Drive/Norrie Avenue Intersection for the purpose of widening the travelled portion of the said streets be enacted.
3. (a) That the appropriate By-law for the closure, retention and sale of portions of Upper Kenilworth Avenue, designated as Parts 1, 13 to 31, on Plan 62R-12931, be forwarded to City Council for enactment; and,  
(b) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-law.
4. (a) That the School Crossing Guard located at the intersection of Upper Sherman Avenue and Berko Drive/Southampton Drive be removed upon installation of a traffic signal and after an appropriate phase out or training period.
5. (a) That the application of the Hess Village Merchants Association to temporarily close Hess Street South between King Street and Main Street from 9:30 am on Thursday July 14, 1994 to 11:00 p.m. on Sunday July 17, 1994, for the annual Hess Village Jazz Festival, be approved, during the pleasure of City Council provided:
  - (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all



1994 June 28

actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,

- (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iv) That all barricading be supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (vi) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer; and,
  - (vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
- (b) That authorization be given to the Commissioner of Transportation/ Environmental Services with regard to the application of the Hess Village Merchants Association to place a beer tent on the Hess Street South road allowance from 6:00 pm Thursday July 14, to 11:00 pm Sunday July 17, 1994, for the annual Hess Village Jazz Festival subject to the following conditions:
- (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$5,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

1994 June 28

6. (a) That a proposed road closure, by-law for the closure of Mead Avenue, 40m west of the south leg of Brighton Avenue to vehicular traffic only, be advertised in accordance with the requirements of the Municipal Act.
7. (a) That the City of Hamilton Subdivision Agreement and the City of Hamilton Modified Subdivision Agreement be amended for inclusion of a cash payment of \$100.00 as a deposit to ensure registration of the Certificate of Completion of Maintenance of Services; such deposit to be refundable to the Subdivider in whole, or in part, when the Certificate of completion is registered on title and returned to the City; and,  
(b) That the cash payment for the registration of the Certificate of Completion for Maintenance of Services be reviewed on an annual basis to ensure that the City of Hamilton collects sufficient security for this item; and,  
(c) That the wording of Section XX of the standard City of Hamilton Subdivision agreement and Item 11 of the standard City of Hamilton Modified Subdivision Agreement be subject to the approval of the City Solicitor.
8. (a) That the application of Creative Arts to temporarily make Longwood Road between Franklin Avenue and the Princess Point entrance one way south and to temporarily close Macklin Street from Dufferin Road to Longwood Road, from Thursday, 1994 June 30, at 12:00 noon to Sunday, 1994 July 3, at 11:00 p.m., to hold the annual Earthsong Festival, be approved, subject to the following conditions:
  - (i) That approval from Regional Police Services be received; and,
  - (ii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iii) That all barricading be supplied by and at the expense of the applicant; and,
  - (iv) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (v) That no property owner or resident within the barricaded area be denied access to their property upon request; and,

1994 June 28

- (vi) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
- 9.
- (a) That the management of Crescent Oil be requested to relocate some of the barrels on their property, to allow semi-trailer trucks to load/unload on the property without encumbering the sidewalk or roadway of Railway Street; and,
  - (b) That the Director of Public Works be authorized to pursue a 50/50 cost sharing arrangement with Crescent Oil for the purposes of beautification of the adjacent roadside areas, in accordance with the City's "Industrial Partners" beautification programme, recognizing the need to forward any proposal details for the consideration of the Transport & Environment Committee; and,
  - (c) That consideration be given in the West Harbourfront Development Study as to the feasibility of acquiring the Crescent Oil site on Cannon Street West for public use; and,
  - (d) That the Director of Public Works be authorized to provide mechanical street cleaning services in the vicinity of the Crescent Oil site, on a monthly basis.
- 10.
- (a) That the Regional Municipality of Hamilton-Wentworth be requested to postpone the proposed White Goods Collection and CFC Removal demonstration project until 1995; and,
  - (b) That the Regional Municipality of Hamilton-Wentworth be requested to pursue funding from the Ministry of Environment and Energy to undertake the White Goods Collection and CFC Removal Demonstration Project in 1995; and,
  - (c) That the Regional Municipality of Hamilton-Wentworth be requested to incorporate future CFC removal costs into the Household Hazardous Waste current budget, starting in the 1995 budget process; and,
  - (d) That the Regional Municipality of Hamilton-Wentworth consider including the overall management of CFC bearing white goods, including collection within the context of the pending proposal call for solid waste management.
- 11.
- (a) That the firm of IMS, Infrastructure Management Services Ltd. be authorized and directed to undertake retesting of approximately 165 lane-km of City Streets at an estimated cost of \$39,595.; and,



1994 June 28

- (b) That the cost of this work be charged to Account CF5200 529442049.
- 12.
- (a) That the reconstruction of the paving stone roadway, concrete curbs and repair of paving stone sidewalks on the south leg of King Street between John and Hughson Streets be undertaken as soon as possible during the construction season this year at an estimated cost of \$150,000.; and
  - (b) That the Finance & Administration Committee recommend a method of financing these works; and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to reconstruct these works on behalf of the City once all the necessary approvals are received.
- 13.
- (a) That the West Central Branch of the Ontario Ministry of Environment and Energy (MOEE) be advised that the City of Hamilton has no objection to Hamilton Bio Conversion Inc. receiving a Provisional Certificate of Approval for a Waste Disposal Site (Processing), located at 490 Nash Road, Hamilton; provided that all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the MOEE, and that all applicable City By-Laws are complied with fully; and,
  - (b) That a copy of this report and the corresponding Council resolution be submitted to the West Central Branch of the MOEE for their consideration in the preparation of the Provisional Certificate of Approval which would apply to the development and operation of the facility proposed by Hamilton Bio Conversion Inc.
- 14.
- (a) That the Transport and Environment Committee approve 43 transit shelter locations in the City of Hamilton from the attached Table 1 as candidate shelter locations for the 1994 HSR Shelter Program; and,
  - (b) That the HSR install 10 shelters at these candidate locations in the priority indicated by the warrant scores and subject to finalizing the necessary encroachment agreements; and,
  - (c) That the remaining candidate shelter locations which do not receive a shelter through the 1994 HSR Shelter Program be considered for future years.
- 15.
- (a) That an Offer to Purchase (Highway Closure), duly executed by Pauline Clair Ridzon, on 1994 June 3, and scheduled to close within thirty (30) days of

1994 June 28

completion of the conditions as set out in the Agreement, but in any event no later than 1995 July 5, for the purchase of a portion of land being composed of part of a 3.658 metre (12 foot) wide alleyway, Registered Plan 647, more particularly described as having a width of 1.82 metres (6.0 feet) more or less, by a length of 5.626 (18.46 feet) more or less, and comprising a total area of 10.289 square metres (110.76 square feet) more or less, and designated as Part 4 on Plan 62R-12021, be approved and completed and the funds derived from this sale of \$2. be credited to Account No.CH 4X501 00102 (Reserve for Property Purchases); and,

- (b) That these lands be sold subject to an easement in favour of Bell Canada over Part 4, Plan 62R-12021; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
16. (a) That an Offer to Purchase (Easement) Agreement, executed by Regional Officials, on 1994 May 24 and scheduled to close on or before 1994 September 8, for the purchase by the Region of Part 4 on Plan 62R-12948, having a frontage of 15.040 metres (49.344 feet) more or less, comprising an area of 43.8 square metres (471.5 square feet) more or less, known municipally as part of 596 Aberdeen Avenue, Hamilton, be approved and completed and the funds derived from this sale of \$2 be credited to Account No. CH 4X501 00102 (Reserve for Property Purchase); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
17. (a) That an Offer to Purchase (Highway Closure), duly executed by Lorne and Moya Fowler, on 1994 May 17 and scheduled to close within thirty (30) days of completion of the conditions as set out in the Agreement, but in any event no later than 1995 July 5, for the sale of part of Lot 407 and 3.658 metres (12 foot) wide alleyway, Registered Plan 505, having a frontage of 3.658 metres (12 feet) more or less, along the westerly limit of Kenilworth Avenue North, by a length of 36.140 metres (118.57 feet) more or less, being irregular in shape and comprising a total area of 133.915 square metres (1,441.5 square feet) more or less, together with part of Lot 407, Registered Plan 505, having a frontage of .0244 metres (.08 feet) more or less, along the westerly limit of Kenilworth Avenue North, by a length of 34.348 metres (112.69 feet) more or less, and comprising a total area of 2.65 square metres (8.7 square feet) more or less, and designated as Parts 1 and 2 respectively on Plan 62R-11499, and lying directly south of municipal address



1994 June 28

433 Kenilworth Avenue North, be approved and completed, and the funds derived from this sale of \$2,000. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,

- b) That the required deposit cheque in the amount of \$200. be held by the Treasurer pending Council approval; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
18. (a) That the City of Hamilton dedicate a parcel of land to the Regional Municipality of Hamilton-Wentworth for incorporation into the Regional road allowance of Stone Church Road East, said parcel being more particularly described as having a width of 2.135 metres (7.005 feet) more or less, by a length of 24.810 metres (81.398 feet) more or less, and comprising a total area of 47.1 square metres (506.980 square feet) more or less, formerly a portion of Leaway Avenue and designated as Part 1 on Reference Plan 62R-11410; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
19. (a) That the application of C. Cote, agent for the Kinsmen & Kinettes Club of Canada (604 Northshore Boulevard West, Burlington, L7T 1A1), to display a promotional banner across Main Street West in front of City Hall from 1995 August 14 to 1995 August 21, with the message "Return to the Roaring 20's - Welcome Kinsmen & Kinettes", be approved.
20. (a) That in accordance with Section 7.1 of City of Hamilton By-Law 89-72, Mr. Gordon James be given an Annual Overload Permit for the year 1994 for one (1) tractor trailer to travel the following routes: (1) from M.R.I. Shipping at 670 Strathearne Avenue to Burlington Street. (4) from M.R.I. Shipping to Burlington Street to Windermere Road to Waxman Metals Group; and,
- (b) That of the \$1979.00 total carrying fee, 26% or \$514.54 be credited to the Regional Holding Account (for the City of Hamilton), Account No. 25827011 (Overload Permit Fees) and that 74% or \$1464.46 be credited to Regional Account No. 46025-302220 (Overload Agreements).

1994 June 28

21. (a) That the following City lands be incorporated into the streets to complete the final street width or to provide access to newly registered subdivisions:
- |                     |               |                |
|---------------------|---------------|----------------|
| Limeridge Road      | Part 1        | Plan 62R-12593 |
| Acadia Drive        | Part 17       | Plan 62R-11096 |
| Acadia Drive        | Part 6        | Plan 62R-11281 |
| Butler Drive        | Part 10       | Plan 62R-10568 |
| Harbour Front Drive | Parts 20 & 25 | Plan 62R-12134 |
- (b) That the By-Laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council; and,
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-Laws.
22. (a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owners for the estimated costs of services in;

**" ARROWHEAD HEIGHTS OF RYMAL - PHASE 1 ", Hamilton**

City's Share \$ -NIL-

Owner's Share \$ 86,044.59

**" HIGHRIDGE SOUTH - PHASE 2 ", Hamilton**

City's Share \$ 9,869.80

Owner's Share - \$ 589,128.90

**" ROSE GARDENS - PHASE 2 ", Hamilton**

City's Share \$ 29,602.

Owner's Share - \$ 165,458.

**" SANDRINA GARDENS - PHASE 2 ", Hamilton**

City's Share \$ 52,680.

Owner's Share \$ 277,808.

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "**Arrowhead Heights of Rymal - Phase 1**", Hamilton, "**Highridge South - Phase 2**", Hamilton, "**Rose Gardens - Phase 2**", Hamilton and "**Sandrina Gardens - Phase 2**", Hamilton, as well as any other related documents required for these Subdivisions subject to the approval of the City Solicitor; and,

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- (c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered; and,
  - (d) That in the event the owners wish to proceed prior to registration of the Final Plan and Subdivision Agreement they be allowed to do so at their own risk provided they enter into a standard agreement with the City of Hamilton for pre-servicing; and,
  - (e) That the City's share of services in "Highridge South - Phase 2", Hamilton (\$ 9,869.80), "Rose Gardens - Phase 2", Hamilton (\$ 29,602.) and "Sandrina Gardens - Phase 2" (\$ 52,680.), Hamilton, be approved and that the Finance and Administration Committee recommend the source of funding for these projects.
23. (a) That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of the Westdale B.I.A., to temporarily close King Street West between North Oval and Cline Avenue, from 6:00 pm. Friday May 13, 1994 to 11:00 pm. Saturday May 14, 1994, as the applicant fulfilled the following conditions:
- (i) The applicant received approval from Regional Police Services; and
  - (ii) The applicant provided proof of \$2,000,000. public liability insurance, naming the City and Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (iii) All barricading, detour signing and traffic control was subject to the direction of Regional Police Services; and,
  - (iv) All barricading was supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs were installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services and at the expense of the applicant; and,

1994 June 28

- (vi) The applicant ensured that clean-up operations were carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the applicant; and,
  - (vii) No property owner or resident within the barricaded area was denied access to their property upon request; and,
  - (viii) All property owners and tenants along the closed portion of the route were notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
- (b) That the application of the Westdale B.I.A. to temporarily close King Street West between North Oval and Cline Avenue, from 6:00 pm. Friday September 30, 1994 to 11:00 pm Saturday October 1, 1994, to hold the same event again, be approved, subject to the above noted conditions; and,
24. (a) That the Senior Director of Roads be authorized and directed to reconstruct the Dundurn Street steps from Dundurn Street to Garth Street; and,
- (b) That the cost of this work estimated at \$540,000. be charged to Account CF 6094 41020.
25. (a) That a purchase order be issued to Cayuga Materials and Construction, Cayuga, for the supply of HLS 030 Hot Lay, HL-3 (HS) asphalt as and when required by the Public Works Department during 1994, being the lowest of 5 tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Stock Materials Account No. CH56197 60999.
26. (a) That the construction of an independent concrete sidewalk on the west side of Upper James Street from Rymal Road to Christopher Drive proceed as a local improvement pursuant to Section 12 of the Local Improvement Act at an estimated gross cost of \$82,400. with a City's Share of \$44,524. and Owner's Share of \$37,876. all as provided in the 1994 portion of the 1994 - 2003 Capital Budget; and,
- (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,



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- (c) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City once all the necessary approvals have been received; and,
  - (d) That the City Clerk and City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.
27. (a) That the construction of a finished roadway, concrete curbs and sidewalks on both sides of Ferguson Avenue between Cannon and Bartons Streets proceed as a local improvement pursuant to Section 12 of the Local Improvement Act at an estimated gross cost of \$670,000. with a City's Share of \$334,049.50 and Owner's Share of \$335,950.50 all as provided in the 1994 portion of the 1994 - 2003 Capital Budget; and,
- (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City once all the necessary approvals have been received; and,
  - (d) That the City Clerk and City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.
28. (a) That the existing "Permit Parking" regulation on the east side of Locke Street North commencing at a point 103 feet north of York Boulevard and extending to a point 19 feet northerly therefrom be removed; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
29. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of Leland Street commencing at Whitney Avenue and extending to the extended north curb line of Merna Avenue; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
30. (a) That a "No Parking, 8:00 am - 12:00 noon, 2nd Thursday of each month, April to November" regulation be implemented on the west side of Avondale Street between Barton Street East and the northerly end; and,



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- (b) That the City Traffic By-law 89-72 be amended accordingly.
- 31. (a) That a "No Stopping" corner clearance be implemented on the south side of Barton Street West commencing at Greig Street and extending to a point 55 feet westerly therefrom; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 32. (a) That a "Permit Parking" regulation be implemented on the west side of Leeming Street commencing at a point 108 feet south of Wright Avenue and extending to a point 19 feet southerly therefrom; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Lam Dong Chung, No. 71 Leeming Street; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
- 33. (a) That a "One Hour Parking Time Limit, 8:00 am to 6:00 pm, Monday to Friday" regulation be implemented on the west side of Crawford Drive between Kentley Drive and Hart Place be approved; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 34. (a) That the existing "No Parking" regulation on the east side of Grays Road commencing at Frances Avenue and extending to a point 336 feet northerly therefrom be removed; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 35. (a) That a "Permit Parking" regulation be implemented on the south side of Forest Avenue commencing at a point 128 feet west of John Street South and extending to a point 23 feet westerly therefrom; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Charles Smith, No. 110-57 Forest Avenue; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly.

36. (a) That the existing "Permit Parking" regulation on the south side of Tom Street commencing at a point 166 feet west of Dundurn Street North and extending to a point 16 feet westerly therefrom, be removed; and,  
(b) That the City Traffic By-law 89-72 be amended accordingly.
37. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Franklin Road commencing at a point 65 feet west of the west curb line of East 25th Street and extending to a point 80 feet westerly be relocated such that the regulation commences at a point 143 feet east of the east curb line of East 24th Street and extends to a point 80 feet easterly; and,  
(b) That the City Traffic By-law 89-72 be amended accordingly.
38. (a) That the existing "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on both sides of Orphir Road between Rainbow Drive and Sunrise Drive/Starlight Court be changed to a "No Parking, 8:00 a.m. to 4:30 p.m., Monday to Friday" regulation; and,  
(b) That the City Traffic By-law 89-72 be amended accordingly.
39. (a) That a "Permit Parking" regulation be implemented on the east side of East 24th Street commencing at a point 240 feet south of Crockett Street and extending to a point 26 feet southerly therefrom; and,  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Mercanti, 81 East 24th Street; and,  
(c) That the City Traffic By-law 89-72 be amended accordingly.
40. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the east side of Dromore Crescent between Sterling Street and Paisley Avenue North, be replaced with a "No Parking" regulation; and,  
(b) That the City Traffic By-law 89-72 be amended accordingly.
41. (a) That the existing "One Hour Parking Time Limit, 9:00 a.m. to 7:00 p.m., Monday to Friday" regulation on the east side of Gibson Avenue between Barton Street East and the northerly end, be removed; and,

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- (b) That the City Traffic By-law 89-72 be amended accordingly.
42. (a) That an "Alternate Side Parking" regulation be implemented on Caledon Avenue between Aldridge Street and Jameston Avenue such that parking is prohibited:
- (i) on the west side of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and,
  - (ii) on the east side of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and,
- (b) That a "No Stopping" regulation be implemented on the north side of Aldridge Street commencing at Caledon Avenue and extending to a point 40 feet easterly therefrom; and,
- (c) That a "No Stopping" regulation be implemented on the north side of Aldridge Street commencing at Caledon Avenue and extending to a point 40 feet westerly therefrom; and,
- (d) That the City Traffic By-law 89-72 be amended accordingly.
43. (a) That stopping be prohibited on the west side of Strathcona Avenue from Lamoureux Street to a point 88 feet northerly therefrom; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
44. (a) That the existing "Permit Parking" regulation on the east side of Broadway Avenue commencing at a point 336 feet south of Ainslie Avenue and extending to a point 24 feet southerly therefrom be removed; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
45. (a) That a "Permit Parking" regulation be implemented on the east side of Paling Avenue commencing at a point 93 feet north of Vansitmart Avenue and extending to a point 22 feet northerly therefrom; and,
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Emerson, 414 Paling Avenue; and,

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- (c) That the City Traffic By-law 89-72 be amended accordingly.
46. (a) That a "No Stopping, Wheelchair Loading only, 8:00 a.m. to 8:00 p.m., 7 days a week" regulation be implemented on the east side of Mary Street commencing at a point 76 feet north of King William Street and extending to a point 20 feet northerly therefrom; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
47. (a) That the existing "Permit Parking" regulation on the north side of Ferrie Street East which commences at a point 224 feet west of Ferguson Avenue North and extends to a point 23 feet westerly therefrom, be removed; and
- (b) That the City Traffic By-law 89-72 be amended accordingly.
48. (a) That westbound traffic on Russell Street be required to stop for northbound and southbound traffic on East 27th Street; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
49. (a) That eastbound traffic on Greeningdon Drive be required to stop for northbound and southbound traffic on Manning Street; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
50. (a) That westbound traffic on Giselle Drive be required to stop for northbound and southbound traffic on Lynnette Drive; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
51. (a) That northbound traffic on Horning Drive be required to stop for eastbound and westbound traffic on Lionsgate Avenue; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.



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52. That in accordance with the request by the Hamilton Street Railway Company, the following bus stops be approved:

Add - Northbound - Nebo Road, east side, 71.5 metres north of the centre line of Rymal Road East (M/B); and

Add - Northbound - Nebo Road, east side, 62.2 metres north of Lancing Drive (M/B); and

Add - Northbound - Nebo Road, east side, 226.0 metres south of Hempstead Drive (M/B); and

Add - Northbound - Nebo Road, east side, 21.0 metres south of Hempstead Drive (N/S); and

Add - Northbound - Nebo Road, east side, 27.2 metres south of the centre line of Stone Church Road East (N/S).

53. (a) That, in accordance with Section 15(1) of the Police Services Act, 1990, the following persons be appointed as Parking Control Officers:

DINA SANVIDOTTI  
CANDISS CORBIN  
JACQUELINE MAXWELL  
GAIL HABINSKI  
WILLIAM SHERRING

- (b) That the following appointment as a Parking Control Officer be repealed:

RICHARD MCMILLAN

54. (a) That the existing residential boulevard parking agreement registered as Instrument No. 182811 to the property at No. 60 East 24th Street be discharged, at the property owner's expense; and,
- (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement; and,
- (c) That the owner of the property be permitted to execute a revised residential boulevard parking agreement.



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55. (a) That four one-hour parking meters be installed on the west side of Cheever Street between Barton Street East and a point 112 feet northerly therefrom; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
56. (a) That a Taxi Stand be designated between the hours of 6:00 p.m. to 2:00 a.m., seven days a week on the north side of King William Street commencing at a point 80 feet west of Catharine Street North and extending to a point 38 feet westerly therefrom; and,
- (b) That a Taxi Stand be designated between the hours of 9:00 p.m. to 2:00 a.m., seven days a week on the east side of Hess Street South commencing at a point 84 feet south of King Street West and extending to a point 29 feet southerly therefrom; and,
- (c) That the City Traffic By-law 89-72 be amended accordingly.
57. (a) That the Gourley Neighbourhood be designated as a Neighbourhood Watch Area; and,
- (b) That Neighbourhood Watch signs for the Gourley Neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and,
- (c) That the necessary funds be charged to account No. CH-55301-75030 (Neighbourhood Watch Program).

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58. That leave be granted to introduce the following Bills:

- (a) A-37 A By-law to incorporate Part 1, Plan 62R-12593 into Limeridge Road
- (b) A-38 A By-law to incorporate Part 17, Plan 62R-11096 into Acadia Drive
- (c) A-39 A By-law to incorporate Part 6, Plan 62R-11281 into Acadia Drive
- (d) A-40 A By-law to incorporate Part 10, Plan 62R-10568 into Butler Drive
- (e) A-41 A By-law to Parts 20 & 25, Plan 62R-12134 into Harbour Front Drive
- (f) A-42 A By-law to alter Dundurn Street South by installing a temporary curb stone island within a portion of the street
- (g) A-43 A By-law to alter that portion of Dana Drive and Norrie Avenue where the two streets meet
- (h) A-44 A By-law to stop-up, close, retain and authorize the sale of part of Upper Kenilworth Avenue as established by By-law No.93-222
- (i) A-45 A By-law to amend By-law No. 89-72 to Regulate Traffic
- (j) A-46 A By-law to amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Kevin C. Christenson  
Secretary**

1994 June 20





## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **TENTH** Report for 1994 and respectfully recommends:

1. That a purchase order, financed through various Public Works operating accounts, for the supply and delivery of fertilizers for the Public Works Department - Cemeteries, Park Maintenance, Horticulture and Facilities Divisions in accordance with specifications issued by the Purchasing Department and Vendor's Tender be issued to:
  - (a) Maple Farm Supply Ltd., Bolton, Ontario in the amount of \$55,357.96; and,
  - (b) Nutrite Inc., Elmira, Ontario in the amount of \$8,865.22; and,
  - (c) Nu-Gro Corporation, Woodstock, Ontario in the amount of \$4,663.78
2.
  - (a) That an Option to Purchase to be executed by the Board of Education for the City of Hamilton, and scheduled to close on or before 1994 September 22, for the purchase by the City of the lands and premises more particularly described as part of Lot 17, Concession 7, in the Geographic Township of Barton, having a width of 32.968 metres (108.163 feet) more or less, by a length of 63.610 metres (208.694 feet) more or less, and comprising a total area of 1,850.00 square metres (19,913.88 square feet) more or less, located north of Brigadoon Drive and west of Appleblossom Drive, and designated as Part 2 on Unregistered Regional Survey Plan No. RH-B-513 Surveys, be approved and completed and the purchase price of \$2. be charged to Account No. CH5X306 00201 (Reserve for Parkland); and,
  - (b) That the City of Hamilton agree to pay the Board of Education's reasonable legal fees, provided the account for legal services, the hourly rates and hours incurred are satisfactory to the City Solicitor; and,
  - (c) That the City of Hamilton register a reference plan of the subject lands; and,
  - (d) That the closing of this Option to Purchase is subject to the City of Hamilton accepting and completing an Offer to Purchase executed by the Board of Education for the City of Hamilton, for the purchase of a portion of land being part of Lot 17, Concession 7, and designated as Part 1 on Unregistered Regional Survey Plan No. RH-B-513 Surveys, by the Board of Education for the City of Hamilton, which said Offer to Purchase and this Option to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and,



- (e) That the closing of this purchase by the City be conditional upon the closing of the sale to the Board of Education for the City of Hamilton provided for in the Offer to Purchase referred to above; and,
  - (f) That an Authority to Enter scheduled to commence the day following City Council approval, to allow the City to enter upon the lands for the purposes of commencing the park development and proposed Tennis Courts prior to closing be approved; and,
  - (g) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
3. (a) That an Offer to Purchase to be executed by the Board of Education for the City of Hamilton, and scheduled to close on or before 1994 September 22, for the purchase by the Board of Education for the City of Hamilton of the lands and premises more particularly described as part of Lot 17, Concession 7, in the Geographic Township of Barton, being rectangular in shape and having a width of 20.130 metres (66.04 feet) more or less, by a length of 92.00 metres (301.834 feet) more or less, and comprising a total area of 1,850.00 square metres (19,913.88 square feet) more or less, located north of Brigadoon Drive and west of Appleblossom Drive, and designated as Part 1 on Unregistered Regional Survey Plan No. RH-B-513 Surveys, be approved and completed and the funds derived from this sale of \$2. be credited to Account No. CH4X501 00201 (Reserve for Parkland); and,
- (b) That the City of Hamilton agree to pay the Board of Education's reasonable legal fees, provided the account for legal services, the hourly rates and hours incurred are satisfactory to the City Solicitor; and,
  - (c) That the City of Hamilton agree to pay the Land Transfer Tax required upon registration of the deed to the Purchaser; and,
  - (d) That the City of Hamilton provide and up-to-date plan of survey of the subject lands; and,
  - (e) That the closing of this Offer to Purchase is subject to the City of Hamilton accepting and closing an Option to Purchase executed by the Board of Education for the City of Hamilton, for the purchase of a portion of land being part of Lot 17, Concession 7, and designated as Part 2 on Unregistered Regional Survey Plan No. RH-B-513 Surveys, by the City, which said Option to Purchase and this Offer to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and,

- (f) That the closing of this sale to the Board of Education for the City of Hamilton be conditional upon the closing of the sale to the City of Hamilton by the Board of Education for the City of Hamilton provided for in the Option to Purchase referred to above; and,
  - (g) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
4. (a) That a Landscape Lease Agreement, duly executed by Reinhard and Regina Puschke and approved by City Council through its adoption of Section 15 (a) of the Thirteenth Report of the Board of Control on 1978 March 14 for the lease of land having a width of 4.878 metres (16 feet) more or less, by a length of 4.878 metres (16 feet) more or less, and comprising a total area of 23.782 square metres (256 square feet) more or less, at an annual sum of \$1., be terminated; and,
- (b) That no new leases be authorized to successive owners of this property in keeping with the Encroachment Policy approved by City Council through its adoption of Section 1 of the Sixth Report of the Parks and Recreation Committee for 1993 on 1993 March 9; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
5. That the six (6) Nineteenth Century artillery pieces on display in Dundurn and Harvey Parks (two bronze nine pounders, two cast iron short 24 pounders and two cast iron long 24 pounders) be accessioned into the collection of the Hamilton Military Museum.
6. That permission be granted to charge green fees on a buy two (2) get one (1) free basis for the 1994 Tiffany's Golf Classic to be held at Chedoke Golf Club in Hamilton on Wednesday 1994 July 6 in accordance with City Council policy.
7. That approval be given to the action taken by the Interim Director of Culture and Recreation to allow green fees on a buy three (3) get one (1) free basis for the Optimist Junior World Golf Qualifiers Tournament held at Chedoke Golf Course, Martin Course, on 1994 June 11 in accordance with City Council policy and after consultation with the Golf Pro.
8. That approval be given to the action taken by the Interim Director of Culture and Recreation authorizing a complimentary pass, value \$70., to the Annual Corporate Challenge, held on 1994 June 12 at Christies Conservation Area.

9. (a) That approval as required by Section 24 (1) of the Parks By-law 77-221, be given to the Slo-Pitch Ontario Association to sell alcoholic beverages at Mohawk Sports Complex on 1994 August 25 to August 28 and September 1 to September 4; and,
- (b) That approval as required by Section 24 (1) and Section 11 of the Parks By-law 77-221, be given to the Slo-Pitch Ontario Association to sell food and alcoholic beverages at Turner Farm on 1994 August 25 to August 28 and September 1 to September 4; and,
- (c) That approval as required by Section 24 (1) of the Parks By-Law 77-221, be given to the Slo-Pitch Ontario Association to sell alcoholic beverages at Globe Park on 1994 August 10 to August 14 and August 25 to August 28 and September 1 to September 4; and,
- (d) That these approvals be subject to the following terms and conditions:
- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That alcoholic beverages (beer and wine only) be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board; and,
  - iv. That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - v. That the concessionaire at Globe Park be contacted to make the necessary arrangements for the provision of food at that location.



10. (a) That approval, as required by Section 5 (b) and Section 11 (a) and (c) of the Parks By-law 77-221, be given of the action taken by the Interim Director of Culture and Recreation in approving the following:
  - i. Huntington Park Community Council to barbecue, and sell food and beverages during the Neighbourhood Picnic and Park Opening at Jessie Patterson Park on 1994 June 18. (Rain Date June 19); and,
  - ii. Trenholme Neighbourhood Park Committee to sell merchandise and food during their Garage and Bake Sale on the vacant lot on the south west corner of Upper Kenilworth Avenue and Limeridge Road on 1994 June 11; and,
  - iii. Hamilton Field Hockey Association to sell food and beverages during their field hockey games and league Canada Day festivities at Ivor Wynne Stadium on 1994 June 26; and,
- (b) That approval, as required by Section 5 (b) and Section 11 (a) be given to the following:
  - i. Canadian Mental Health Association to barbecue and sell food and beverages during the Baseball Tournament at King's Forest ball diamonds, on 1994 July 16; and,
  - ii. East Mountain Baseball Association to sell food and beverages at Mohawk Sports Park during the regular baseball season; and,
- (c) That the approvals for (a) and (b) above be subject to the following terms and conditions:
  - i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - ii. That the Huntington Park Community Council, Trenholme Neighbourhood Park Committee, Hamilton Field Hockey Association, East Mountain Baseball Association and the Canadian Mental Health Association comply with all sections of the Parks By-law 77-221.

11. That permission be granted to Canoe Ontario to use Pier 4 Park for the Finlandia Clean Water Challenge to be staged on 1994 August 13 subject to the following conditions:
  - (a) That proof of the following insurance be provided and submitted thirty (30 ) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause and satisfactory to the City Solicitor:
    - i. Insurance, in the amount of \$5 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, including various hazards, satisfactory to the City; and,
    - ii. Owned and Non-Owned Watercraft Liability to a minimum of \$5 million per occurrence; and,
    - iii. Garage Liability in the amount of \$5 million per occurrence; and,
    - iv. Tenant Legal Liability in the amount of \$5 million per occurrence; and,
  - (b) That Canoe Ontario enter into a Licence Agreement satisfactory to the City Solicitor; and,
  - (c) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission; and,
  - (e) Event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promotion events; and,
  - (f) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee.
12. (a) That approval, as required by Section 10 (3 (a) and (c)) of the Parks By-law 77-221, be given to Big Time Productions to host the annual Music in the City Series, at Gore Park 11:30 a.m. to 1:30 p.m. on the following dates:

1994 July 1 and 2  
July 8 and 9  
July 15 and 16  
July 22 and 23  
July 29 and 30  
August 5 and 6  
August 12 and 13  
August 19 and 20  
August 26 and 27 (rain date)



subject to the following terms and conditions:

- i. That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - ii. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - iii. That special duty officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - iv. That Big Time Productions enter into a Licence Agreement satisfactory to the City Solicitor; and,
  - v. That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee; and,
- (b) That the City co-sponsor the Music in the City Series by waiving the rental permit fee of \$25. per day for the dates listed sub-section (a) above.
13. That approval as required by Section 11 and Section 5 (b) of the Parks By-law 77-221, be given to the Volunteer Centre of Hamilton District to sell food and beverages on the occasion of their Summer Concert and B.B.Q., to be held 1994 July 15 and 16 and August 12 and 13 at Gore Park, subject to the following terms and conditions:
- (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured with a cross liability clause be provided; and,
  - (b) That the applicant assume responsibility for all labour-related charges associated with the event (set-up, dismantling, clean-up etc.); and,
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

14. That permission be granted to the organizers of the March for Jesus to use Commonwealth Square for the Prayer/Praise event immediately following the March for Jesus Parade, being held 1994 June 25 from 3:00 o'clock p.m. to 5:30 o'clock p.m. subject to the following terms and conditions:
  - (a) That proof of \$3 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour related charges associated with the event, (set-up, dismantling, clean-up, etc.); and,
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report back to Committee.
15. That approval as required by Section 10 (3 (a) and (c)) of the Parks By-law 77-221, be given to Global Harvest Ministries to host a Prayer and Worship Evangelistic Crusade, 1994 July 14 to July 16, in Gage Park, subject to the following terms and conditions:
  - (a) That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (c) That a Special Duty Officer as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That Global Harvest Ministries enter into a Licence Agreement satisfactory to the City Solicitor; and,
  - (e) That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.

16. That the City Treasurer be directed to close Capital Account No. CF418454006 - Crystal Palace, and that the unexpended amount of \$1,955.72 be transferred to its original source of financing.

CAPITAL CENTRE NUMBER	PROJECT DESCRIPTION	AUTHORIZED GROSS COST	EXPENDED/ COMMITTED TO DATE	BALANCE AVAILABLE	SOURCE OF FUNDING
CF 418454006	Crystal Palace	\$40,100.	\$38,144.28	\$1,955.72	Reserved for capital projects.

17. (a) That bore holes be taken, and that an analysis of the subsurface be carried out by Mountainview Geotechnical Ltd. so that tenders can be called for the rehabilitation of the King's Forest Tennis Courts; and,
- (b) That approval be given to the rehabilitation of the King's Forest Tennis Courts at an estimated cost of \$72,000.; and,
- (c) That a geotechnical investigation for up to \$7,000. on all 44 public tennis courts be undertaken to assess the extent of deterioration and to recommend a program for rehabilitation of the tennis courts; and,
- (d) That the rehabilitation program be considered in the 1995 - 2004 Capital Budget; and,
- (e) That the Finance and Administration Committee recommend the necessary financing for this undertaking.
18. (a) That the City of Hamilton, as Landlord of LaSalle Park, grant approval to the City of Burlington, Tenant, to permit the major capital improvement proposed by the Fish and Wildlife Restoration Project for 2.6 million dollars of improvements to the shoreline area of LaSalle Park in accordance with Sections 6 and 9 of the LaSalle Park Lease dated 1985 March 28, subject to the City of Burlington:
- i. agreeing that Hamilton shall not be obligated under section 24 of the Lease to pay Burlington for the undepreciated capital improvement cost of the said major capital improvement; and,
- ii. executing an agreement to amend the existing Lease incorporating this approval and its condition; and,
- (b) That the Mayor and City Clerk be authorized to execute an agreement to amend the Lease of LaSalle Park, incorporating this approval and its conditions.



19. (a) That the Terms of Reference for the Conservation study for Dundurn Castle Landscape previously approved by City Council in Section 9 of the Eighteenth Report of Parks and Recreation Committee for 1993 be reconsidered and replaced with the Terms of Reference for the "Period Landscape Survey for Dundurn Castle" dated 1994 January 31; and,
- (b) That staff carry out the necessary steps to prepare the request for proposals for consultants specializing in landscapes with funding available from CF5450 719355010.

Note: A copy of the Terms of Reference for the Period Landscape Survey for Dundurn Castle is available in the office of the Secretary of the Parks and Recreation Committee.

20. That the Parks and Recreation Committee recommend to City Council that the Hamilton-Wentworth Regional Council be advised of the following:

"That the Hamilton Historical Board strongly supports the recognition and inclusion of a cultural history, and pre-history, component in any future plans of the Red Hill Creek Valley. As part of this recognition, the Board encourages the establishment of one or more interpretive centres which would feature aspects of the Valley's cultural history along with its natural history. In addition, the Board supports the "official" recognition of people, places and events in the Valley's cultural history through plaquing and/or the naming of specific sites, trails and lookout points."

21. (a) That approval be given to implement the 1994 Public Art Programme as outlined in Appendix "A" attached hereto, as described in the "Art in Public Places Policy" approved by City Council on 1992 November 10; and,
- (b) That the Request for Proposals for the services of a Conservation Technician as outlined in Appendix "B" attached hereto, satisfactory to the City Solicitor, be approved.
22. That the excess funds from the Winter Garden Show Account/Centre CH71518 amounting to \$9,746.16 be deposited in the Dundurn Castle Restoration Trust Fund and that the account centre be closed.
23. That the licence agreement with Lloyd D. Jackson Square for the use of mall space for the provision of the Recreational Awareness in the Square (R.A.Y.S.) Program for Youth be extended to 1994 August 26.

24. That the recommendation approved by City Council on 1994 March 29, to charge green fees on a three (3) full price, one (1) free basis for the Y.M.C.A. of Hamilton\Burlington Annual Golf Tournament, held at Chedoke Golf Course on 1994 June 7 be amended to green fees on a buy two (2) full price and receive one (1) free.
25.
  - (a) That permission be granted to issue eight complimentary golf passes as prizes for the Hamilton Police Association "Bunko" fund raising Golf Tournament for charity being held on 1994 July 8, at Flamborough Hills Golf Course; and,
  - (b) That permission be granted to issue two complimentary golf passes as prizes for the Hamilton-Wentworth Regional Police Retirees Second Annual Golf Tournament being held on 1994 June 27, at Southern Pines Golf Course.
26. That an extended youth program as outlined in Appendix "C" attached hereto be operated on a trial basis at Central Memorial Recreation Centre on Friday nights at an estimated cost of \$1,276.20. (Source of funding 1994 general appropriations).
27. That the rental fee for the Hamilton and District Oldtimers Baseball organization to use Mohawk Sports Park be reduced from \$11. to \$5.50 per hour for weekend hours and from \$12.35 to \$6.18 per hour for holiday hours.
28.
  - (a) That the installation of Rubber Sports Flooring at Lawfield Arena and Rosedale Arena be undertaken in 1994 at a cost not to exceed \$63,000.; and,
  - (b) That the Finance and Administration Committee be requested to determine a method of financing this expenditure.
29.
  - (a) That the Director of Public Works be directed to install the 520 seat mobile bleachers in the west end zone of Ivor Wynne Stadium for each Tiger-Cat home game; and,
  - (b) That the Director of Public Works report back to the Parks and Recreation Committee on the purchase of an additional 520 seat mobile bleacher for use at Ivor Wynne Stadium; and,
  - (c) That the Director of Public Works meet with the Hamilton Tiger-Cat Football Club and report back to the Parks and Recreation Committee at its next meeting on the issues of maintenance and decorating at Ivor Wynne Stadium; and,
  - (d) That the City of Hamilton support an application by the Hamilton Tiger-Cat Football Club for licensing privileges enabling beer to be offered to seated patrons during Tiger-Cat football games at Ivor Wynne Stadium.



30. That the City of Hamilton officially sanction the "Rotary Community Service Project - Rail to Trail Maintenance" whereby the Rotary Club of Hamilton Mountain Sunrise has assumed the responsibility of ensuring that the trail running from the foot of Wentworth Street South to the Mohawk Sports Park remains clean and free of litter.
31. That approval as required by Section 17 (1) and Section 26 of the Fireworks By-law 90-198, be given to the action taken by the Chief Administrative Officer, in approving the Fireworks Display at Ivor Wynne Stadium on 1994 June 19 for the St. Anthony's Feast Celebrations.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1994 June 21**

### 1994 PUBLIC ART PROGRAMME: Components, Objectives

1994 is the start-up year of the public art programme. The following objectives relate to seven key programme components and reflect the policy guidelines.

- **PUBLIC ART COMMISSION**  
To provide Standing Committees and Council with advice based on community interests and needs, and on expertise in the field of the visual arts in public contexts.
- **ACQUISITIONS AND EXHIBITIONS**  
To bring an original work of art, through a competition process, into one of Hamilton's major public places; to exhibit donated works.
- **LOANS FROM OTHER SOURCES**  
To enable the temporary exhibition of loaned works of art in appropriate public places.
- **PRESERVATION**  
To achieve and maintain professional conservation standards for the display, security, storage, restoration, and preventative maintenance of the City's art collection.
- **RECORDS MANAGEMENT**  
To maintain documentation that chronicles the administrative, legal, artistic processes, and any changes in the art work status, of each object in the public art collection.
- **EDUCATION**  
To provide information and training in public art to the community: the general public, neighbourhood associations, artists.
- **PARTNERSHIPS**  
To carry out activities and projects in which partnerships with the private sector and other community agencies are formed.

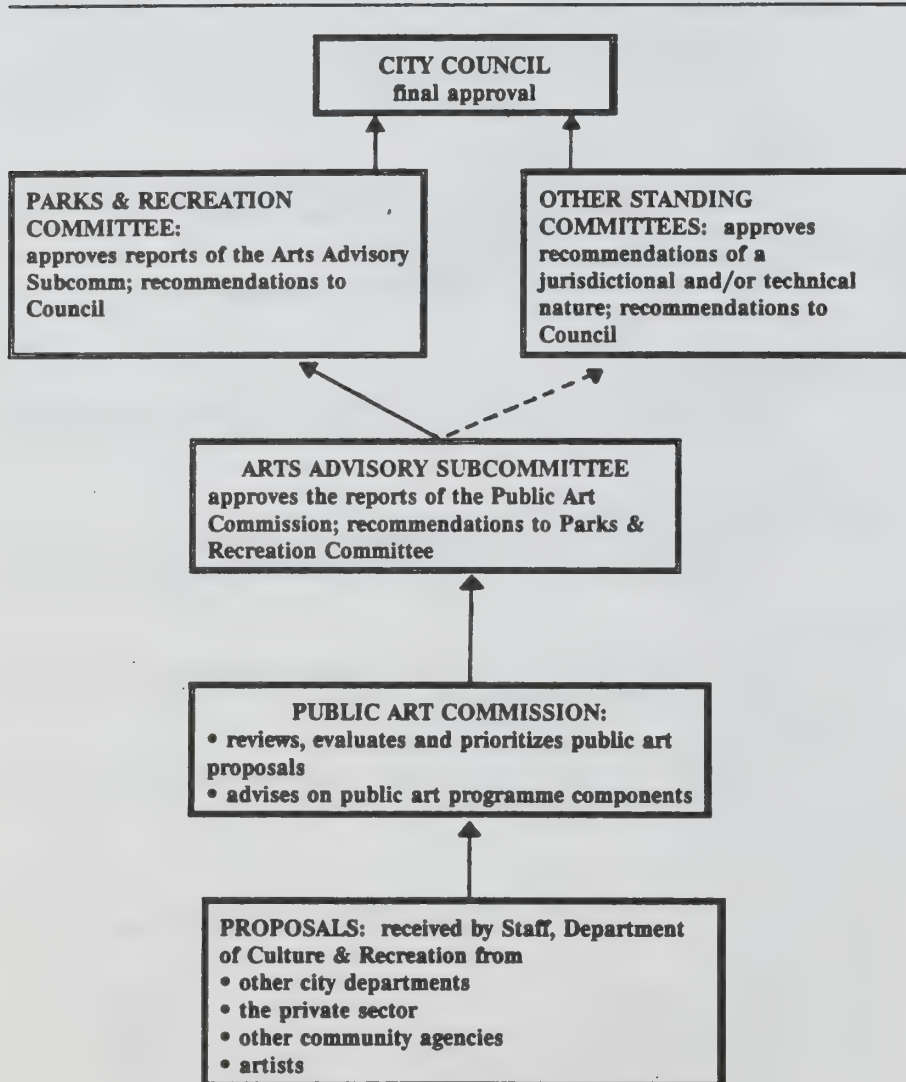
### BUDGET ALLOCATIONS

It is anticipated in the start-up year that the \$120,000 programme budget will be allocated as follows:

● Public Art Commission	\$ 2,000
● Acquisitions & Exhibitions	\$75,000
● Loans from other sources	\$10,000
● Preservation and Records Management (Conservation Technician: \$7,350. + vacation pay)	\$13,000
● Education	\$10,000
● Partnerships	\$10,000

## REPORTING STRUCTURE

### PUBLIC ART PROGRAMME



PUBLIC ART COMMISSION 1994

9 Citizen Members: to represent the visual arts, architecture, urban design, the development industry, education

Donna Ibing  
Bryce Kanbara  
Pat Kozowyk  
Christopher Gatt  
Don Moffat  
Ted Pietrzak  
Trevor Hodgson  
Dr. Wayne Whillier  
Jon Zemitis

8 Liaison Members: to represent specific interest groups

City Council - Alderman Mary Kiss  
Arts Advisory Subcommittee - Chuck Renaud  
Hamilton Historical Board - Claire Riddell  
Urban Design Committee - Peter Hill  
H.E.C.F.I. - Jackie Isbester  
Hamilton Public Library Board - Peter Rogers  
L.A.C.A.C. - Jane Rigby  
Central Area Plan Implementation Committee

Staff Participants: the Public Art Programme's scope is interdepartmental in the range of potential projects which it will examine. The following departments will receive agendas and be encouraged to play an active role in those projects affected by the departments' various mandates.

Culture And Recreation  
Public Works  
Property  
Planning  
Housing

## **SUMMARY OF OBJECTIVES AND RECOMMENDATIONS \***

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### **Mission Statement**

The City of Hamilton will initiate, implement and support a public art programme to encourage public art projects which will humanize and enhance the environment in which its citizens live.

### **Objectives**

#### **1. URBAN DEVELOPMENT:**

To support and encourage the development of Hamilton as a desirable urban location for residency, business development, cultural activity and tourism.

#### **2. INTEGRATION:**

To encourage productive collaborations between the arts community and the larger community.

#### **3. PROCESS:**

To provide an organizational structure for the review, administration and processing of public art projects.

### **Recommendations**

#### **1.0 ADMINISTRATION:**

- 1.1 That City Council consider the appointment of a Public Art Commission as an integral part of its public art programme in accordance with the structure outlined in Schedule A;
- 1.2 that the co-ordinating staff function associated with a public art programme be established within the Department of Culture & Recreation;
- 1.3 that all departments inform the arts co-ordinator of public art opportunities originating in those departments;
- 1.4 that the Public Art Commission receive administrative assistance from the City Clerk's Department.

#### **2.0 SELECTION PROCESS FOR PUBLIC ART:**

- 2.1 That a selection process which is fair, promotes excellence, and is tailored to meet

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\* Excerpt: "Art in Public Places Policy"



the needs of each project be used in choosing public art for those projects;

- (i)
- 2.2 that the Public Art Commission decide, on a project by project basis, the appropriate selection method.

### 3.0 DONATIONS OF ART:

- 3.1 That individuals or groups intending to make a donation submit written proposals for review by the Public Art Commission;
- 3.2 that the Public Art Commission make recommendations consistent with established criteria;
- 3.3 that the Public Art Commission review all requests, then forward recommendations to committee and Council.

### 4.0 SITING/INSTALLATION OF PUBLIC ART:

- 4.1 That any instance of siting/installation, re-location or removal of a work of art owned by the City of Hamilton or located on property of the City of Hamilton, be subject to review by the Public Art Commission and relevant City Departments.

### 5.0 INVENTORY OF PUBLIC ART:

- 5.1 That a municipal Public Art Inventory be actively maintained in a registry with records management principles compatible with those of the City's museums;
- 5.2 that any items identified as artifacts, archival materials or architectural pieces be referred to the appropriate agencies.

### 6.0 COLLECTION GUIDELINES:

- 6.1 That the Public Art Commission develop an art collection policy for the City of Hamilton in co-operation with established committees and jurisdictions.

### 7.0 MUNICIPAL CAPITAL PROJECTS AND PUBLIC ART

- 7.1 That in order to establish a long term funding base, an allocation of up to one percent of construction costs for all municipal capital projects be used for the acquisition and maintenance of public art;

- 7.2 that affected City Departments be responsible for identifying those capital projects in which public art will be included, on the basis of the project's public visibility, public use and its civic importance;
- (ii)
- 7.3 that mechanisms be established to publicize public art opportunities to artists, with emphasis on local artists' participation;
- 7.4 that artists be involved from the earliest stages of any project identified for a public art component as integral members of the design team.

#### 8.0 PUBLIC ART - PRIVATE DEVELOPMENT PROJECTS:

- 8.1 That City Departments, in co-operation with the Public Art Commission, establish methods of entrenching a partnership with the corporate development sector to encourage public art projects in Hamilton.

#### 9.0 EDUCATION

- 9.1 That staff and the Public Art Commission provide opportunities for the general education of the community about public art issues;
  - 9.2 that staff and the Public Art Commission include an educational component within the scope of each public art initiative undertaken in City capital projects;
  - 9.3 that staff and the Public Art Commission maintain relationships with the Boards of Education, Art Gallery of Hamilton Education Department and other education providers.
-

### **REQUEST FOR PROPOSALS**

In its first year, the Public Art Programme will establish a system of collections Management, Conservation and Storage, to service the needs of the City of Hamilton's collection. Largely since the present City Hall was completed in 1959/60, the corporation has acquired, through commissions and donations, a variety of works of art. In addition, the City has allowed local organizations to display their pieces on City property. An inventory of the City's collection was begun in 1992. No records appeared to have been kept prior to that time for the estimated 75 works.

Many works in the collection are in need of professional cleaning and care. Provisions must also be made for adequate storage space and fittings.

**Job Title:** Conservation Technician

**Reporting:** The conservation technician will be under the direct supervision of the Department of Culture & Recreation's Conservator and indirectly reporting to the Arts co-ordinator (administrator of the Public Art Programme)

**Duties:**

1. **Collections Management**

- a) - consolidate existing registry material (change format)
- b) - catalogue objects not yet accessioned (photos and art Dundurn old) collection, recent acquisitions, etc.)
  - identify display material to deaccession (inventory)
- c) - create location files
- d) - consolidate existing photodocumentation
- e) - complete photodocumentation

**Appraisal**

- f) - inhouse evaluation of other framed works where possible

2. **Conservation**

- a) - create a condition report form specific to City of Hamilton collection
- b) - begin examining and writing condition report for each item in the collection
- c) - photodocument details of damage or notable areas
- d) - take visible light (lux) and ultraviolet radiation readings for each work
- e) - record relative humidity and temperature reading over a specified length of time with date logger
- f) - establish criteria for prioritizing treatments (preventive and restorative

- create treatment schedule from condition reports, including preventive maintenance materials and costs - based on priorities established by appraised value, historic significance and conservation needs

3. Storage

- establish physical storage needs of reserve collection (after registry component)

Duration

1994: Thirty weeks; two and one half days per week.

Wage

Hourly rate: \$13.12 + vacation pay.

Appendix "C" as referred to in  
Section 26 of the TENTH Report  
of the Parks and Recreation  
Committee for 1994

### CENTRAL MEMORIAL - Extended Youth Program

Current Program	Friday	Open Swim	6:00 - 8:00 p.m.
		Teen Gym	6:00 - 8:00 p.m.
	Saturday	Open Swim	5:30 - 7:30 p.m.
Expansion	Friday	Open Swim	6:00 - 10:00 p.m.
		Teen Gym	6:00 - 10:00 p.m.
	Saturday	Open Swim	6:00 - 10:00 p.m.
		Teen Gym	6:00 - 10:00 p.m.

#### Expansion Costs:

#	Staff Position	Rate per Hr.	Friday (2hr)	Saturday (2hr)
(1)	Lock-up Guard	\$16.66	\$33.32	\$33.32
(2)	Lifeguards	\$13.71	\$54.88	\$54.88
(1)	Sports Leader	\$ 6.70	\$13.40	\$26.80 (4hr)
(2)	Checkers	\$ 6.70	\$26.80	\$26.80
(1)	Receptionist	\$ 6.70	\$13.40	\$13.40
Total Daily Cost			\$141.80	\$155.20
Cost per summer (9 weeks)			\$1,276.20	\$1,396.80
Cost for Friday and Saturday nights \$2,673.00				









1994 June 28

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TENTH** Report for 1994 and respectfully recommends:

1. That approval be given to Zoning Application 94-13, Norman and Jacqueline MacInnis, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the development of the subject lands for a single-family dwelling, for property located at 185 Annabelle Street, shown on the attached map marked as Appendix "A", on the following basis:
  - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,
  - (b) That the Director of Local Planning be directed to prepare a By-law to amend Zoning By-law No. 6593 in a form satisfactory to the City Solicitor, and Zoning District Map W-17C for presentation to City Council; and,
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
2.
  - A. That approval be given to Official Plan Amendment No.126 to establish a new Special Policy Area to permit an office use in a Residential designation, for property located at 44 Greendale Drive and that the City Solicitor be directed to prepare the By-law of Adoption for submission to the Regional Municipality of Hamilton-Wentworth.
  - B. That approval be given to amended Zoning Application ZAC-94-09, Seven Towers Non-Profit Family Day Care Inc., owner, requesting a further modification to the established "C" (Urban Protected Residential, etc.) District to permit branch administrative offices for a day care agency and a day care centre for the accommodation of a maximum of 104 children, on lands located at 44 Greendale Drive as shown on the attached map marked as Appendix "B", on the following basis:

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- (a) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of By-law No. 6593, as amended by By-law No. 75-190, applicable to the subject lands, be further modified to include the following variances as special requirements:
    - (i) That Clause 1 of Section 2 of By-law No. 75-190 be deleted and replaced with the following:
      - "(1.) That notwithstanding Section 9(1)(iii) of Zoning By-law No. 6593, a day nursery for the accommodation of not more than 104 children will be permitted; and,
      - (2.) That notwithstanding Section 9(1) of Zoning By-law No. 6593, an administrative office for a child care agency only will be permitted in conjunction with an existing day nursery."
  - (b) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-420a, and that the subject lands on Zoning District Map W-27B be notated S-420a; and,
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, and By-law No. 75-190, and Zoning District Map W-27B for presentation to City Council; and,
  - (d) That the proposed changes in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No.126 by the Regional Municipality of Hamilton-Wentworth; and,
  - (e) That the approved Gilkson Neighbourhood Plan be amended to add a note that an office use exists in conjunction with the children's day nursery.
- C. That this proposed addition (see Appendix "C" attached) be exempt from Site Plan Control.



3. That approval be given to City Initiative-93-C, respecting lighting requirements for public parking lots, on the following basis:
  - (a) That a lighting plan depicting night time use, including the position, quantity and type of lighting for public parking lots, be included under the Site Plan Control Approval process; and,
  - (b) That the "Recommended Maintained Horizontal Illuminances for Vehicle Use Area (only) in Open Parking Facilities" as set out under the IES Lighting Handbook 1987 (fig. 14-27) or latest version, be adopted as a lighting design guideline for approval of the lighting plan submitted under Site Plan Control; and,
  - (c) That the Roads Department be requested to review the lighting plans, through Site Plan Approval Process, for acceptability.
4.
  - A. That approval be given to Official Plan Amendment No. 127 to establish a new Special Policy Area to permit a restaurant in a Residential designation, for property located at 180 Walnut Street South and that the City Solicitor be directed to prepare the By-law of Adoption for submission to the Regional Municipality of Hamilton-Wentworth.
  - B. That approval be given to amended Zoning Application ZAC-94-03, Ivo Civitarese et al, owner, requesting a further modification to the established "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations, to permit a restaurant within the existing building as a temporary use for a period of two (2) years, on lands located at 180 Walnut Street South, as shown on the attached map marked as Appendix "D", on the following basis:
    - (a) That the "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations as contained in Section 11A of By-law No. 6593, as amended by By-law 76-312, applicable to the subject lands, be further modified in accordance with Section 39 of the Planning Act, R.S.O., 1990, to permit the temporary use of the existing building for only a restaurant for a maximum period of two (2) years, and include the following variance as a special requirement:
      - (i) That notwithstanding Section 18A of By-law No. 6593, no parking is required on-site;

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- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 a Schedule S-490a, and that the subject lands on Zoning District Map E5 be notated S-490a; and,
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E5 for presentation to Council; and,
  - (d) That the proposed modification in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 127 by the Regional Municipality of Hamilton-Wentworth; and,
  - (e) That the approved Corktown Neighbourhood Plan be amended to add a note that a restaurant will be permitted as a temporary use for a period of two years from the date of Council approval.
5. A. That approval be given to Official Plan Amendment No.124 to redesignate a 2.6 acre parcel of land from "Residential" to "Commercial" (Blocks "2" and "3"), and the City Solicitor be directed to prepare a By-law of Adoption for submission to Regional Municipality of Hamilton-Wentworth.
- B. That approval be given to amended Zoning Application 93-39, Mr. Jerry Amatangelo (In Trust), owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for Block "1"; to "G-4" (Designed Neighbourhood Shopping Area) District, modified for Blocks "2" and "3" for lands located at the north-west corner of Garth Street and Rymal Road West, shown as Blocks "1", "2", and "3" on the attached map marked as Appendix "E", on the following basis:
- (a) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,
  - (b) That Blocks "2" and "3" be rezoned from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District; and,
  - (c) That the "G-4" (Designed Neighbourhood Shopping Area) District regulations as contained in Section 13D of Zoning By-law No. 6593, applicable to the subject property be modified to include the following variances as special requirements:

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- (i) That notwithstanding Section 13D.(1) of Zoning By-law No. 6593, only the following commercial uses shall be permitted on Block "2" of the subject lands:
  - (1.) Medical Office
  - (2.) Medical Laboratory
  - (3.) Pharmacy
  - (4.) Physiotherapy Office
  - (5.) X-ray Office
  - (6.) Optician Office
  - (7.) Retail Sale and Rental of Personal Health Aids
- (ii) That notwithstanding Section 13D.(3) of Zoning By-law No. 6593, no building or structure on Block "2" shall exceed 2 storeys (11.0m) in height; and,
- (iii) That notwithstanding Section 13D.(5) of Zoning By-law No. 6593, the lot area shall not exceed 10,548.0 m<sup>2</sup>; and,
- (iv) That a minimum 6.0 m planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the entire northerly lot line of Blocks "2" and "3", and westerly lot line of Block "2"; and,
- (v) That a minimum 3.0 m planting strip shall be provided and maintained along the entire southerly lot line of Blocks "2" and "3", and easterly lot line of Block "3", except for the area used for access driveways.
- (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1330, and that the subject lands on Zoning District Map W-27D be notated S-1330; and,
- (e) That the City Solicitor be directed to prepare a By-law to amend By-law No. 6593 and Zoning District Map W-27D for presentation to City Council; and,
- (f) That the proposed changes in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No.124 by the Regional Municipality of Hamilton-Wentworth; and,

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- (g) That the Falkirk East Neighbourhood Plan be amended to: redesignate Block "2" from "Single and Double Residential" to "Commercial"; modify the road pattern as per the submitted plan (Appendix "F"), realign the 20 ft. planting strip to abut the proposed residential development, and provide a walkway and sewer easement between Lynnette Court and Garth Street.
- C. (a) That approval be given to application 25T-93013, J. Amatangelo (In trust), owner, to establish a draft plan of subdivision, on lands at the north west corner of Garth Street at Rymal Road West in the Falkirk East Neighbourhood, subject to the following conditions:
  - (i) That this approval apply to the plan, as revised in red, prepared by Bryan Jacobs, O.L.S., dated October 12, 1993, showing 19 lots for single family dwellings and a block for commercial purposes; and,
  - (ii) That the owner be required to enter into subdivision agreements with both the City of Hamilton and the Region of Hamilton-Wentworth prior to the development of any portion of these lands; and,
  - (iii) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth; and,
  - (iv) That the final plan conform with the Zoning By-law approved under the Planning Act; and,
  - (v) That the owner provide the City of Hamilton Traffic Department with a copy of the final plan for review to ensure that no overlapping of driveways between the property lines and the travelled portion of the roadway are being created; and,
  - (vi) That the owner convey an easement to meet the requirements of the Region, in the vicinity of Lots 18 and 19 in order to provide a sewer connection between Lynnette Court and Garth Street; and,



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- (vii) That the owner's Consulting Engineer provide proof to the satisfaction of the Region that the existing storm and sanitary sewers on Garth Street are of adequate depth and capacity to drain Lots 8 to 19 (inclusive) and the future lots along the north side of Lynnette Court; and,
  - (viii) That Block 20 (Commercial Lands) be serviced from the existing sewers on Rymal Road West only; and,
  - (ix) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and the gross area of the subdivision in the final plan; and,
  - (x) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes; and,
  - (xi) That the owner shall erect a sign in accordance with Section XI of the subsequent agreement, prior to the issuance of a final release by the City of Hamilton; and,
  - (xii) That the owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton.
- (b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (25T-93013), J. Amatangelo (In Trust), owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,
- (c) That the City Clerk be directed to advise the Regional Commissioner of Planning and Development of Council's decision.



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6. That By-law #93-167 to Authorize Building Permits and Fees be amended by deleting item (5) from 'Schedule 'A' and substituting the following:

(5) Permit for the installation of a tent

- |      |  |   |
|------|--|---|
| i)   | where the area of a single tent is 56m <sup>2</sup> (603 square feet) or less, and not more than two tents on a site | \$25.   |
| ii)  | where the area of a single tent exceeds 56m <sup>2</sup> (603 square feet), and not more than two tents on a site    | \$40.   |
| iii) | where more than two tents are on a site  | Basic fee of \$40.<br>plus an amount calculated at the rate of \$9. per each \$1,000. or part thereof of the cost or valuation of construction in excess of the first \$10,000. |
| iv)  | where tents are erect on city owned property for a civic function  | \$0   |

7. (a) That the City's Law Department be directed to amend By-law 78-113 to include a provision for owner/occupants of residential property to receive assistance in the form of a low interest loan for the replacement of deteriorating retaining walls as per Appendix "G" attached; and,
- (b) That the funds repaid under the Programme be placed in a recyclable account for the continuation of the Programme; and,
- (c) That the Building Commissioner be directed to include in the Building Department's Capital Budget \$500,000. per year for 1995, 1996 and 1997 for consideration in the 1995 - 2004 Capital Budget Process to address the ongoing problems of retaining walls throughout the City.

8. That the City of Hamilton accept the sum of \$12,530. as a cash payment in lieu of the 5% land dedication in connection with "Acadia Estates", west of Upper Sherman Avenue in the Butler Neighbourhood, Hamilton, as well as the sum of \$7,750. as a cash payment in lieu of the 5% land dedication in connection with "Arrowhead Heights of Rymal - Phase 1", south of Rymal Road in the Chapple East Neighbourhood, Hamilton, this being the cash payment required under Section 51 of the Planning Act.
9. That the City of Hamilton accept the sum of \$3,400. as cash payment in lieu of the 5% land dedication in connection with "Claudette Gardens - Phase 6", west of Garth Street and north of Rymal Road West in the Falkirk East Planning Neighbourhood, Hamilton, this being the cash payment required under Section 51 of the Planning Act.
10. That the Building Commissioner be authorized to issue a demolition permit for:
  - (a) 131 Forest Avenue
  - (b) 137 Forest Avenue
  - (c) 404 Beach Boulevard
  - (d) 47 Limeridge Road East
  - (e) 161 Niagara Street
  - (f) 169 Niagara Street
  - (g) 171 Niagara Street
11. That in situations where the owner of a property also operates a business from the same address that the maximum commercial loan of \$25,000. be permitted regardless of the breakdown between exterior and interior work.
12. That in the event the owner of a business within a B.I.A. does not own the building, a loan of less than \$5,000. will be secured by a Promissory Note, and for loans greater than \$5,000., a collateral mortgage will be obtained on other real property owned by the tenant.
13. That a Commercial Loan in the amount of ten thousand dollars (\$10,000.) be approved for Luba Mera, a Division of 603667 Ontario Inc. for improvements at 987 King Street West. The interest rate will be 3-3/8 per cent amortized over ten years and will be secured by a collateral mortgage on the property at 127 Rembrandt Court, Ancaster.

1994 June 28

14. That a loan increase of \$10,123. be approved for Mr. D. Kwiatkowski, 210 Ottawa Street North, under the Commercial Loan Programme. The total loan is now \$21,864.
15. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, one hundred and ninety-eight dollars (\$1,198.) be approved for Ilona Kelemen, 244 Lawnhurst Court, Hamilton. The interest rate will be 8 per cent amortized over 5 years.
16. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, three hundred and eighty dollars (\$1,380.) be approved for Mr. and Mrs. Lamb, 169 Brentwood Drive, Hamilton. The interest rate will be 8 per cent amortized over 5 years.
17. That in accordance with Section 26(1) of the Planning Act, the Planning and Development Department staff be directed to arrange for a Public Meeting, to obtain public input on the need for a review of the City of Hamilton Official Plan.
18.
  - (a) That GO Transit, and the Minister of Environment and Energy, be provided with the attached Proposed Public Participation Guidelines for Train Storage Yards, prepared by the Advisory Committee on GO Transit, as contained in Appendix "H"; and,
  - (b) That the City Clerk be directed to forward a copy of this report to GO Transit, and the Minister of Environment and Energy.
19. That Item 14(b)(i) of the Eighteenth Report of the Planning and Development Committee to City Council on 1992 October 27, respecting Zoning Application ZA-92-35 by Peter Esposto, for lands at 9 Brantdale Avenue, be amended as follows:
  - (a) Amend Item 14(b)(i) by deleting it in its entirety and replacing it with the following:
    - "(i) That notwithstanding Section 13C(4)(i) of Zoning By-law No. 6593, a landscape planting strip having a minimum width of 3.0 m shall be provided and maintained along the street line (northerly property line), except for any area used for vehicular access."

1994 June 28

20. That Section 4 of the Ninth Report of the Planning and Development Committee, adopted by Council on 1994 May 31, respecting Zoning Application 94-07, Homes by DeSantis Inc. (In Trust), prospective owner of lands located at 819 Upper Paradise Road, as shown on the attached map marked as Appendix "I", be revised as follows:
- (a) That Section 4.(b), 4.(c) and 4.(d) be renumbered 4.(d), 4.(e) and 4.(f), respectively; and,
  - (b) That the following new clause be added as Section 4.(b):
    - "(b) That the "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10E of Zoning By-law No. 6593 be modified to include the following variances as special requirements:
      - (i) That not more than sixteen (16) single-family dwelling units shall be permitted; and,
      - (ii) That notwithstanding Section 10E.(3) no building or structure shall exceed two storeys in height."
  - (c) That the following new clause be added as Section 4.(c):
    - "(c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1329, and that the subject lands on Zoning District Map W-27C be notated S-1329."
21. (a) That the position of Manager of Field Services be declared redundant effective 1996 March 1; and,
- (b) That an additional position of Supervisor of Field Services be created effective 1996 March 1; and,
- (c) That the three Administrative Assistant positions created on 1994 February 11 be deleted; and,
- (d) That the following positions that were declared redundant on 1994 February 11 be reinstated:
- |                               |       |
|-------------------------------|-------|
| Field Services Clerk I        | 1 FTE |
| Building Administration Clerk | 1 FTE |
| Customer Services Admin Clerk | 1 FTE |



**1994 June 28**

- (e) That the attached Reorganizational Charts shown as Appendices "J", "K", and "L" be approved; and,
- (f) That the existing positions of Administrative Assistant III in Administration and Chief Building Engineer be referred to Human Resources for classification; and,
- (g) That the reinstated positions of Building Administration Clerk, Customer Services Admin Clerk, and Field Services Clerk I be evaluated under the maintenance appeal procedure; and,
- (h) That the newly established position of Manager of Administrative Services which was the combination of two jobs be referred to the Commissioner of Human Resources for classification.

22. That leave be granted to introduce the following Bills:

- (a) C-28 A By-law to amend Zoning By-law No. 6593 respecting Temporary Use of Tents for Business Purposes.
- (b) C-29 A By-law to amend Zoning By-law No. 6593 respecting Lands located at the rear of 1094 Upper Sherman Avenue.
- (c) C-30 A By-law to amend Zoning By-law No. 6593 respecting Lands located at the rear of 379 Rymal Road East.
- (d) C-31 A By-law to amend Zoning By-law No. 6593 respecting Lands located at 819 Upper Paradise Road.
- (e) C-32 A By-law to amend Zoning By-law No. 6593 respecting Lands located at 185 Annabelle Street.

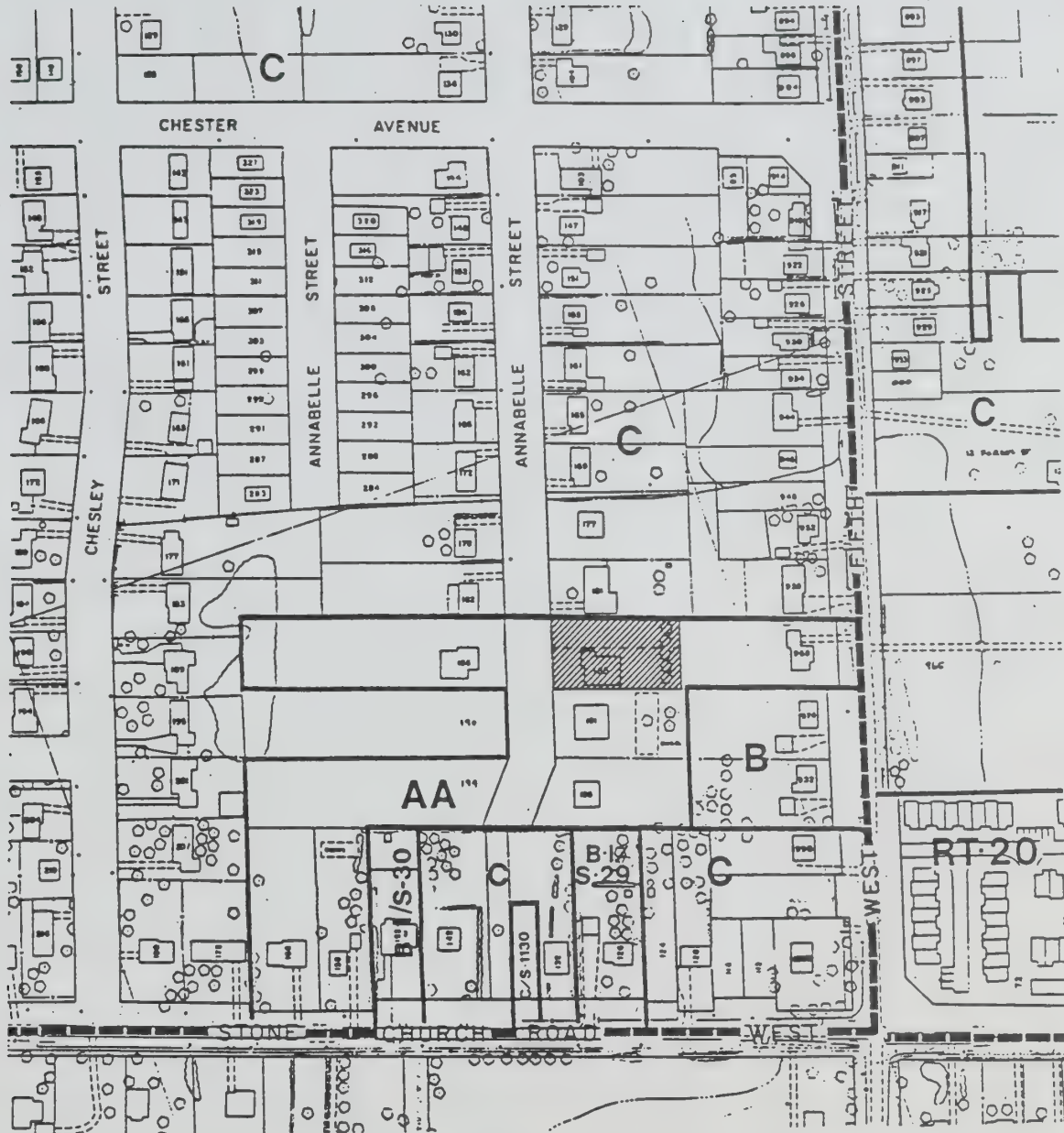
**RESPECTFULLY SUBMITTED,**

**ALDERMAN DON DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

**Tina Agnello  
Secretary  
1994 June 22**



Appendix "A" referred to in Section 1 of the Tenth Report of the Planning and Development Committee for 1994.



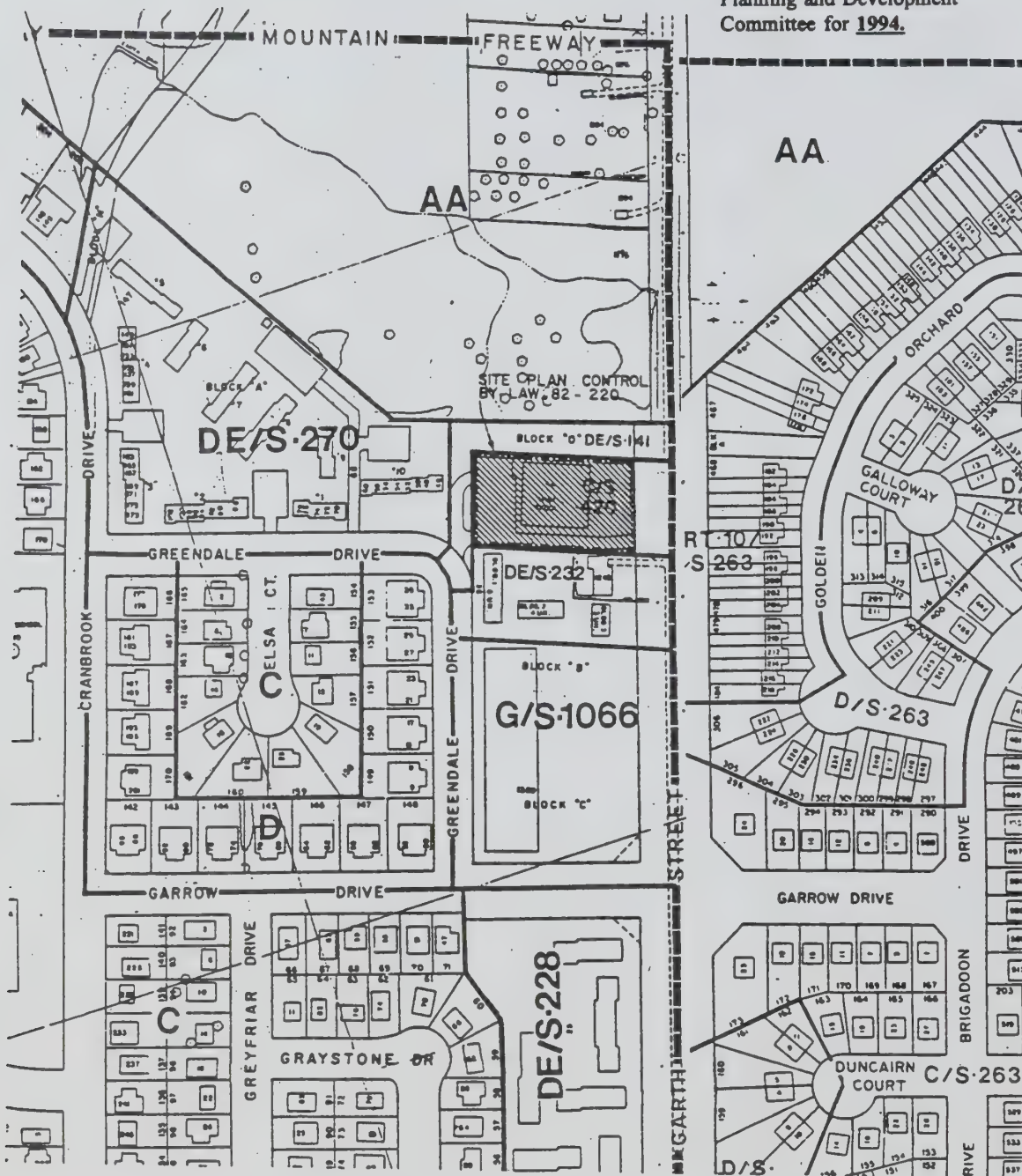
Legend



Site of the Application

ZAR-94-13

Appendix "B" referred  
to in Section 2.B of the  
TENTH Report of the  
Planning and Development  
Committee for 1994.

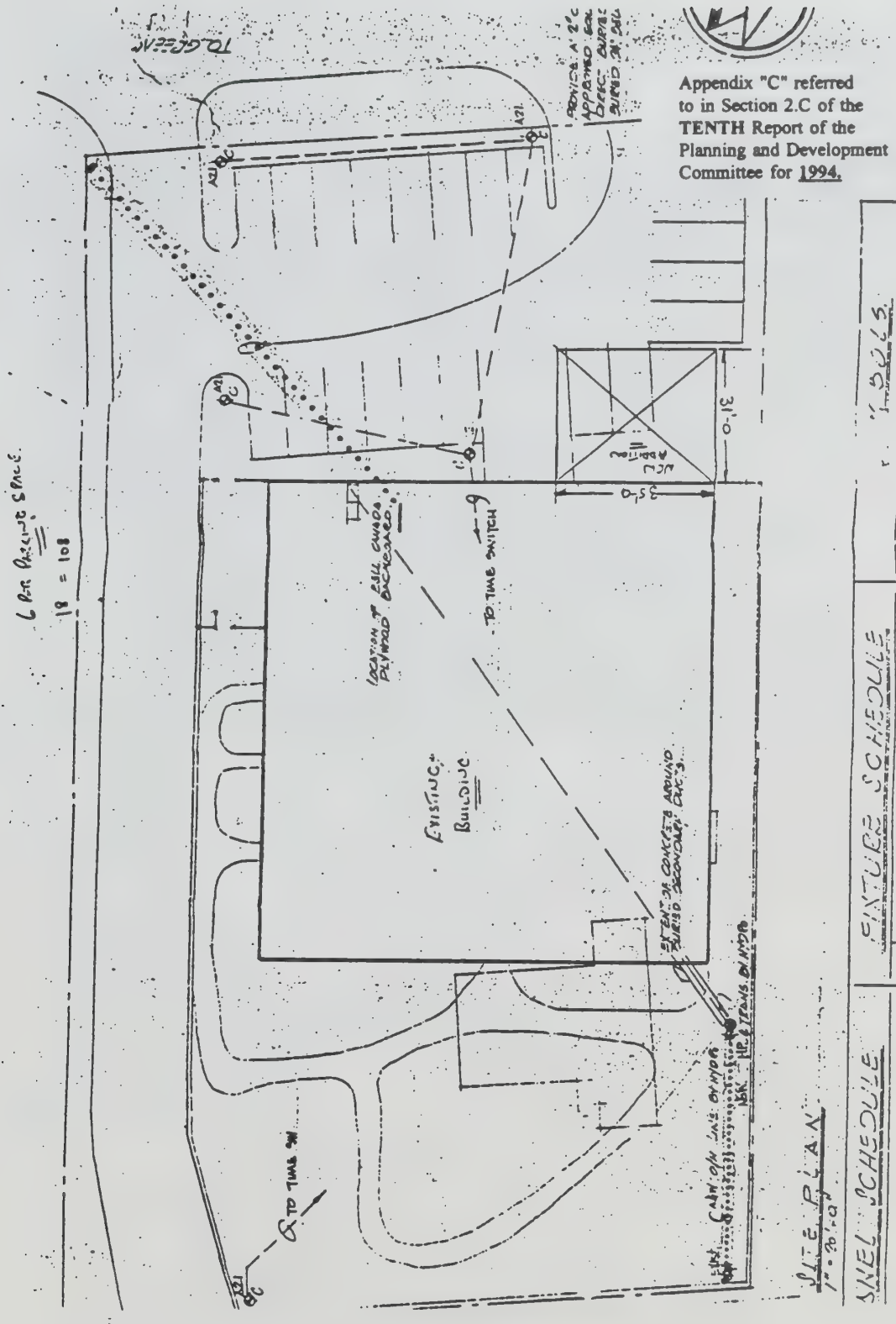


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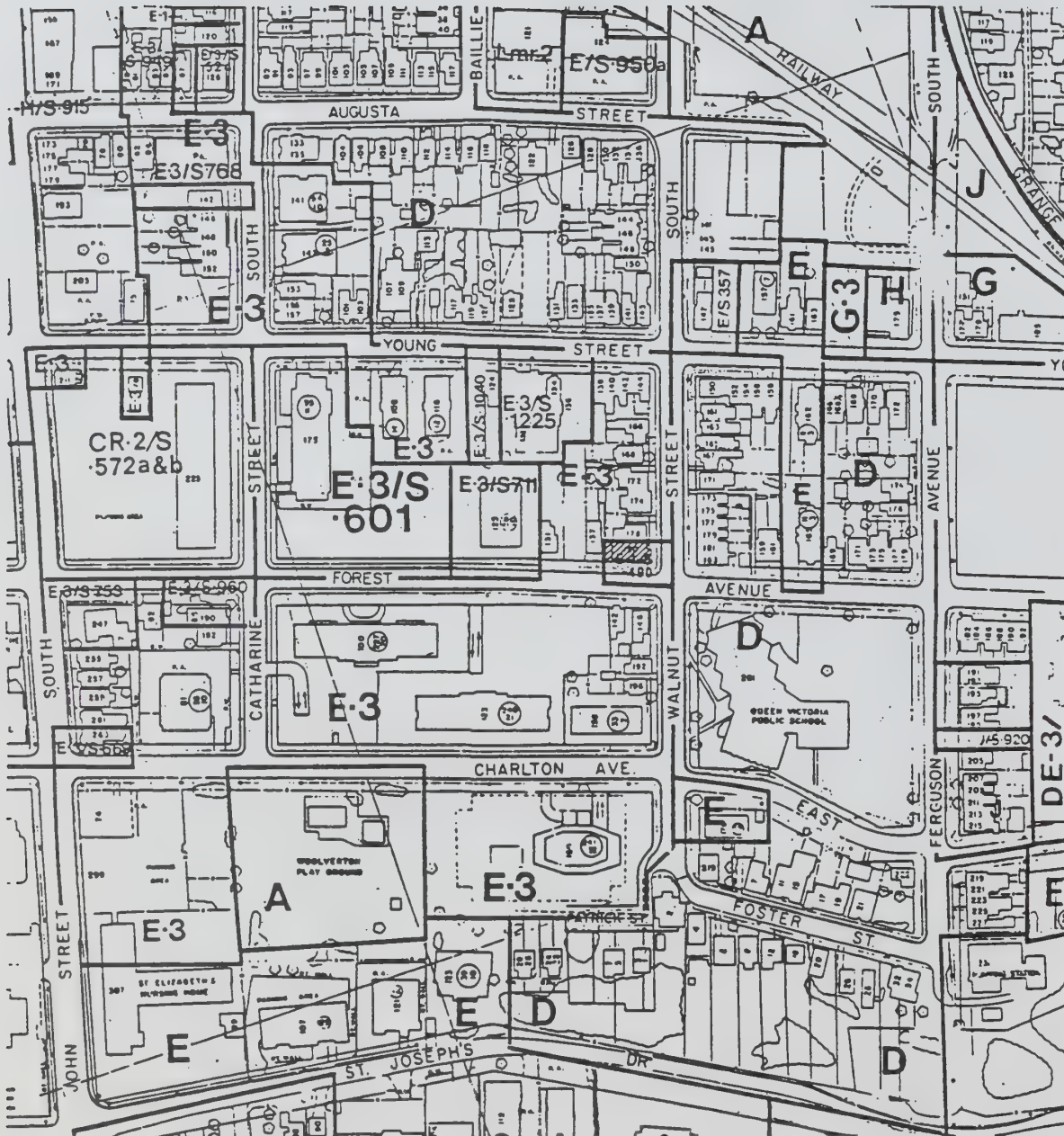
Site of the Application

ZAC-94-09





Appendix "D" referred  
to in Section 4.B of the  
**TENTH** Report of the  
Planning and Development  
Committee for 1994.



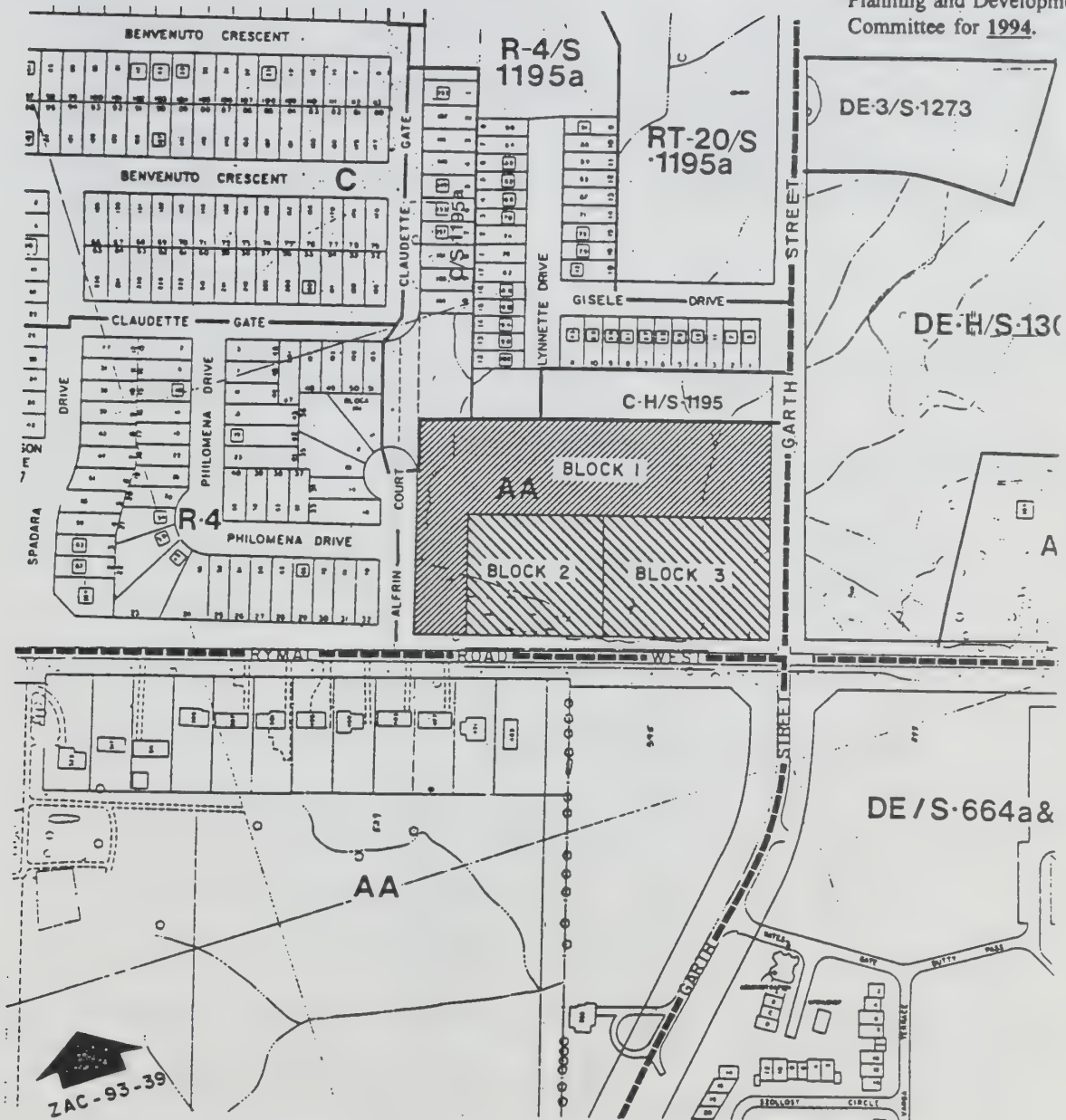
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

Site of the Application



Appendix "E" referred to in Section 5.B of the TENTH Report of the Planning and Development Committee for 1994.

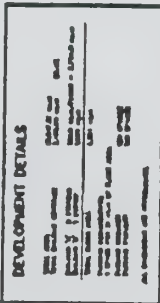


Legend

- Proposed change in zoning from "AA" (Agricultural) District to:
- BLOCK 1  "C" (Urban Protected Residential, etc.) District.
  - BLOCKS 2 and 3  "G-4" (Designed Neighbourhood Shopping Area) District, modified.



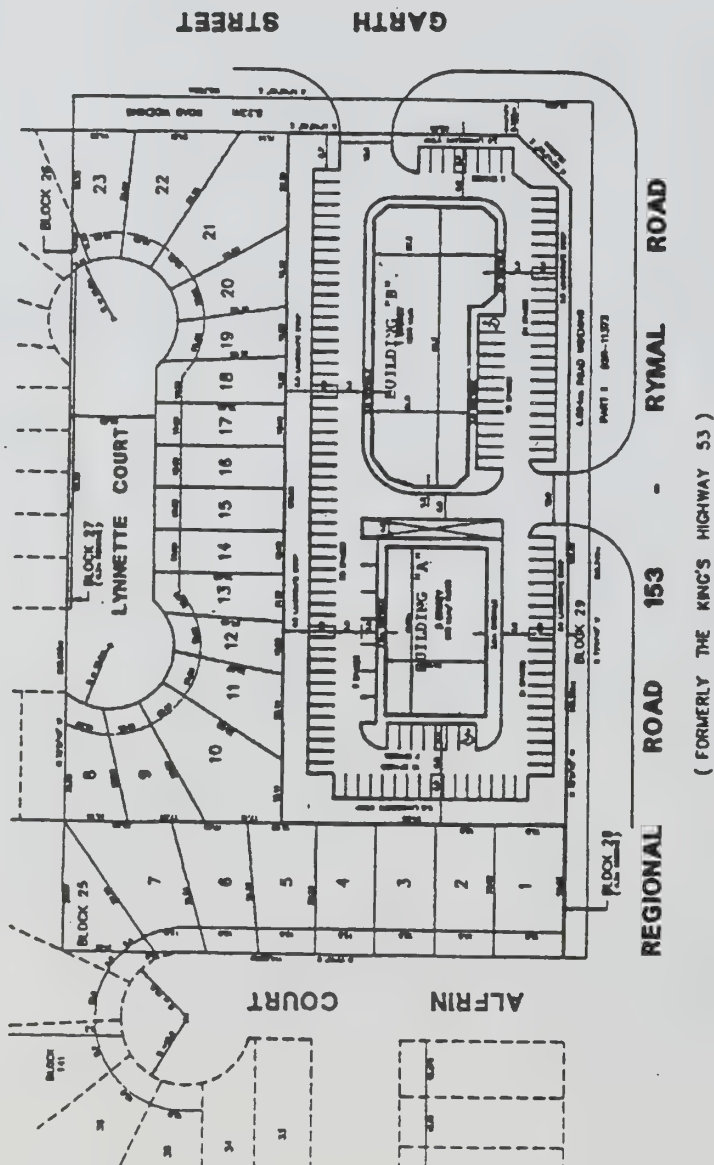
BOMB PART of LOT in connection with  
 CITY OF ALBANY, N.Y.  
 REGIONAL HEADQUARTERS OF POLICE DEPARTMENT



**new planning  
initiatives Id.**  
expansion, innovation and technology breakthroughs

**IN 1978, 1,547,000 ACRES**

Year	Acres	Planted	Harvested
1978	1,547,000	1,547,000	1,547,000
1979	1,547,000	1,547,000	1,547,000
1980	1,547,000	1,547,000	1,547,000
1981	1,547,000	1,547,000	1,547,000
1982	1,547,000	1,547,000	1,547,000
1983	1,547,000	1,547,000	1,547,000
1984	1,547,000	1,547,000	1,547,000
1985	1,547,000	1,547,000	1,547,000
1986	1,547,000	1,547,000	1,547,000
1987	1,547,000	1,547,000	1,547,000
1988	1,547,000	1,547,000	1,547,000
1989	1,547,000	1,547,000	1,547,000
1990	1,547,000	1,547,000	1,547,000
1991	1,547,000	1,547,000	1,547,000
1992	1,547,000	1,547,000	1,547,000
1993	1,547,000	1,547,000	1,547,000
1994	1,547,000	1,547,000	1,547,000
1995	1,547,000	1,547,000	1,547,000
1996	1,547,000	1,547,000	1,547,000
1997	1,547,000	1,547,000	1,547,000
1998	1,547,000	1,547,000	1,547,000
1999	1,547,000	1,547,000	1,547,000
2000	1,547,000	1,547,000	1,547,000
2001	1,547,000	1,547,000	1,547,000
2002	1,547,000	1,547,000	1,547,000
2003	1,547,000	1,547,000	1,547,000
2004	1,547,000	1,547,000	1,547,000
2005	1,547,000	1,547,000	1,547,000
2006	1,547,000	1,547,000	1,547,000
2007	1,547,000	1,547,000	1,547,000
2008	1,547,000	1,547,000	1,547,000
2009	1,547,000	1,547,000	1,547,000
2010	1,547,000	1,547,000	1,547,000
2011	1,547,000	1,547,000	1,547,000
2012	1,547,000	1,547,000	1,547,000
2013	1,547,000	1,547,000	1,547,000
2014	1,547,000	1,547,000	1,547,000
2015	1,547,000	1,547,000	1,547,000
2016	1,547,000	1,547,000	1,547,000
2017	1,547,000	1,547,000	1,547,000
2018	1,547,000	1,547,000	1,547,000
2019	1,547,000	1,547,000	1,547,000
2020	1,547,000	1,547,000	1,547,000
2021	1,547,000	1,547,000	1,547,000
2022	1,547,000	1,547,000	1,547,000
2023	1,547,000	1,547,000	1,547,000
2024	1,547,000	1,547,000	1,547,000
2025	1,547,000	1,547,000	1,547,000
2026	1,547,000	1,547,000	1,547,000
2027	1,547,000	1,547,000	1,547,000
2028	1,547,000	1,547,000	1,547,000
2029	1,547,000	1,547,000	1,547,000
2030	1,547,000	1,547,000	1,547,000
2031	1,547,000	1,547,000	1,547,000
2032	1,547,000	1,547,000	1,547,000
2033	1,547,000	1,547,000	1,547,000
2034	1,547,000	1,547,000	1,547,000
2035	1,547,000	1,547,000	1,547,000
2036	1,547,000	1,547,000	1,547,000
2037	1,547,000	1,547,000	1,547,000
2038	1,547,000	1,547,000	1,547,000
2039	1,547,000	1,547,000	1,547,000
2040	1,547,000	1,547,000	1,547,000
2041	1,547,000	1,547,000	1,547,000



Appendix "G" referred  
to in Section 7.(a) of the  
TENTH Report of the  
Planning and Development  
Committee for 1994.

**PROPOSED AMENDMENT TO BY-LAW 78-113**

To allow for the processing of loans for the replacement of existing retaining walls. (Will form separate section of By-law 78-113)

- property owner-occupied;
- family incomes \$60,000. or less, loan of up to \$20,000. at 3% interest amortized over 15 years, and re-negotiated after five years at a rate of interest not greater than the City's prime lending rate. No penalty clause for early repayment;
- family incomes over \$60,000., City's prime lending rate at the time of finalization of application;
- inspection by City to determine need and eligibility;
- loans secured by lien registered on title;
- transferrable to new owner if sold and terms acceptable to purchaser;
- administration fee of 1.5% or minimum of \$200 (eligible for financing);
- engineered drawings and stamp must be provided, as well as site inspection by independent engineer are also eligible for funding;
- survey costs are eligible for funding;
- work inspected before payment is released to owner; cheques issued in two names;
- Planning & Development Committee and City Council must approve each application;
- retroactive funding not eligible;

Appendix "H" referred  
to in Section 18.(a) of the  
**TENTH** Report of the  
Planning and Development  
Committee for 1994.

**ADVISORY COMMITTEE ON GO TRANSIT**

**PROPOSED PUBLIC PARTICIPATION GUIDELINES - FOR TRAIN STORAGE YARDS**

**Overall Study Goals and Objectives**

**A Train Storage Yard Should be Selected Which:**

- Meets the operational needs of GO Transit and any other affected railways;
- Is optimal in terms of all environmental factors, including social, economic, physical environment, health, etc.;
- Produces minimal impacts on adjacent residents, in terms of their day-to-day quality of life, especially for residents who live in the immediate vicinity; and,
- Is chosen with full awareness, participation and input by all affected residents and citizens, throughout the entire selection process.

**Public Participation Components**

- All aspects of the identification, analysis and selection of site(s) for the train storage yard should be carried out with full awareness by, and input from, the following parties:
  - City Council;
  - affected municipal departments within the City;
  - residents and property owners within 300 metres of the perimeter of the proposed yard;
  - affected advisory committees and public interest groups; and,
  - the general public.
- The Planning and Development Department should, together with GO Transit, undertake a public participation process. The Department could assist in the notification of municipal departments, residents and others, if so requested by GO Transit.

**General Principles**

- attainment of full and meaningful public participation should be a goal;
- provision of information to residents as early in the process as possible, as well as throughout the study and at the end, regarding all proposals and options under consideration, including why actions are proposed and taken, and why decisions made;
- evaluation of yards should not be done on the basis of noise impacts alone, but rather should take into account the full range of possible impacts previously identified by the Advisory Committee on GO Transit and the City of Hamilton, which include safety, effects on property values, air pollution, vibration, loss of Escarpment views, shadows (loss of sunlight), incompatibility with neighbourhood character, and other issues as detailed in reports to the Planning and Development Committee and City Council.

**Establishment of Goals and Objectives**

- development of a set of criteria by which sites are to be evaluated, which will address the full range of possible environmental impacts;

- notification of all affected parties at all steps of relevant studies, namely site identification, evaluation and site selection, via direct first class mail for those most affected, (namely those residents and property owners within 300 metres of the proposed yard), by means of a full explanatory letter and appropriate map(s); and,
- public discussion and receipt of public comments by means of the holding of public meetings at these key study stages, to be held in the affected neighbourhoods, during the evening. Public meetings are preferable to public information centres, due to the greater sharing of information among all parties.

#### **Identification of Alternative Sites**

- inclusion of all possible alternate sites which can be identified; and,
- early notification by GO Transit to residents, general public and municipal staff regarding the location and all ramifications of all alternative sites, including specific identification of issues and possible concerns, such as location, height and number of trains, noise levels, etc. (as much as is available).

#### **Evaluation of Alternative Sites**

- utilization of the most recent Environmental Assessment procedures to ensure a thorough evaluation of alternate sites;
- inclusion of sites with compatible land use types adjacent to the yard;
- addressing in writing comments made by residents throughout the consultative decision-making process;
- preparation and use of a weighting system for criteria to ensure that most critical factors are given the greatest consideration;
- availability to residents of resources and expertise of municipal staff during evaluation process, such as noise experts; and,
- noise analysis of potential sites would be undertaken by GO Transit and/or the M.O.E., in accordance with the provisions of appropriate governments, and subject to review by the City of Hamilton Noise Control Officer, or equivalent municipal staff, with input from citizens.

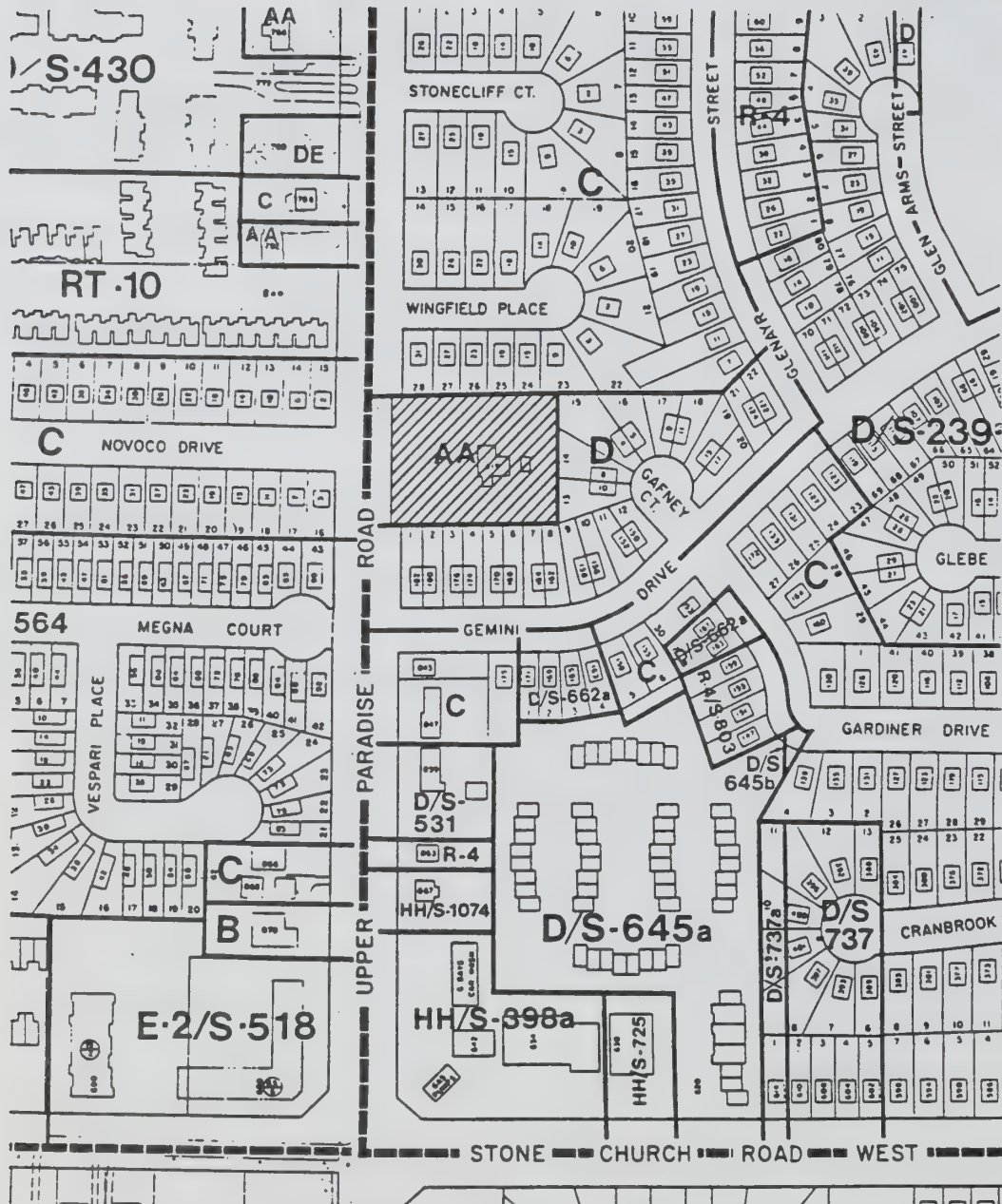
#### **Development of Recommendations re Site**

- inclusion of comment sheets from residents in final report and recommendations, addressing those concerns noted.

Revised as of April 22, 1994



Appendix "I" referred  
to in Section 20 of the  
**TENTH** Report of the  
Planning and Development  
Committee for 1994.



Legend



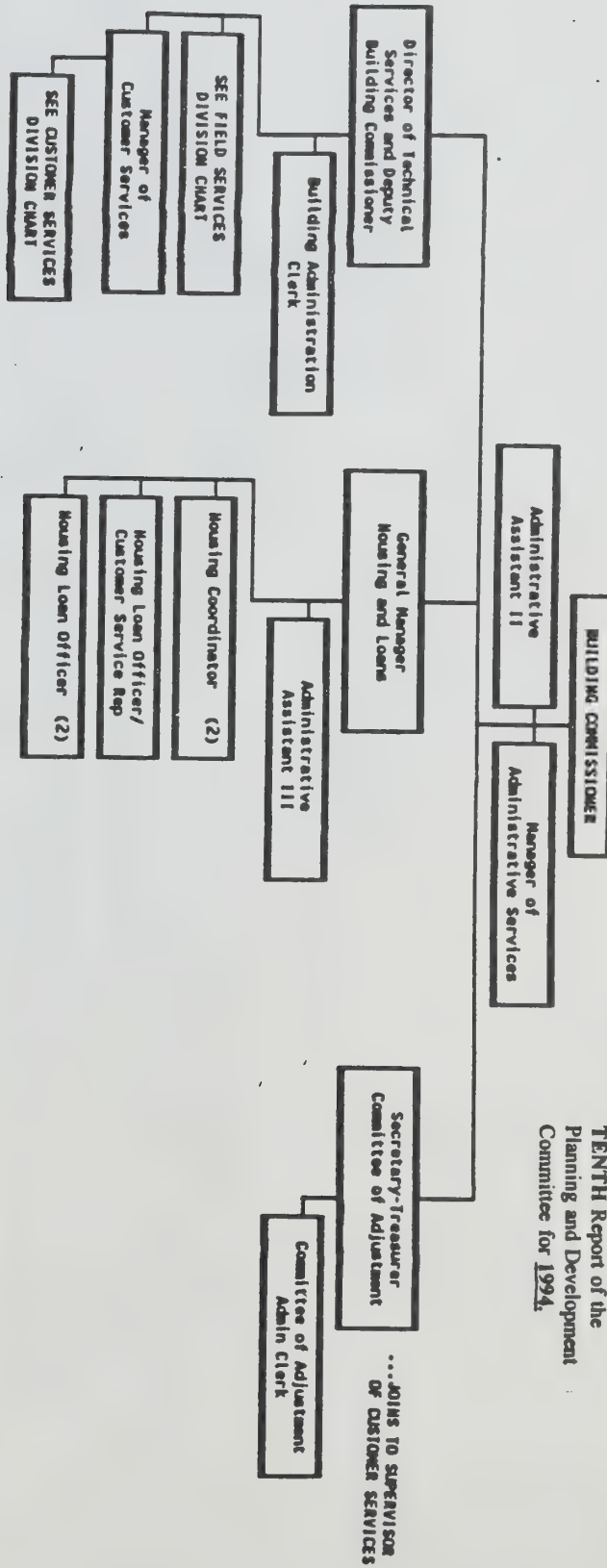
Site of the Application





BUILDING DEPARTMENT  
ADMINISTRATION  
Schedule A - Restructuring

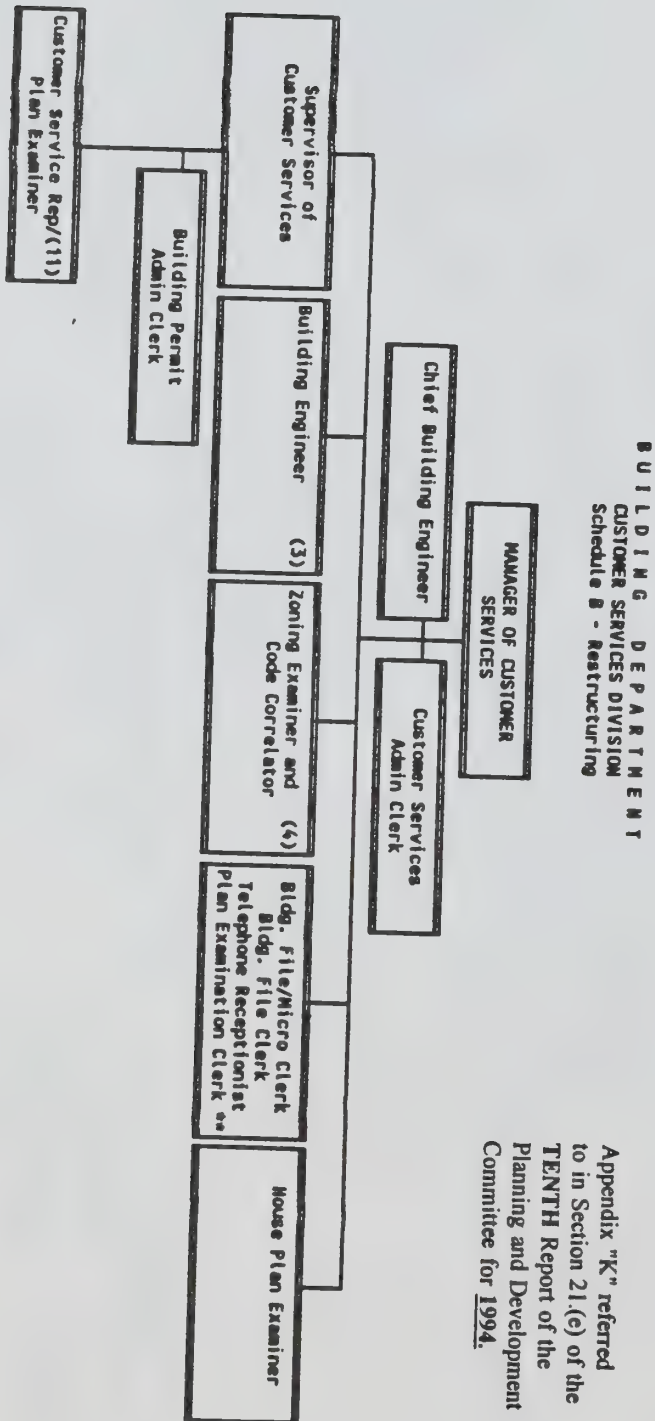
Appendix "j" referred  
to in Section 21.(e) of the  
TENTH Report of the  
Planning and Development  
Committee for 1994.



TOTAL STAFF COMPLEMENT - 85  
(Number includes the non-funded positions at right.)

NON-FUNDED: 4 Building Inspectors,  
1 Field Services Clerk II, and 1 Plan  
Examination Clerk

JOINS TO SECRETARY - ...  
TREASURER, COMMITTEE  
OF ADJUSTMENT



Appendix "K" referred  
to in Section 21.(c) of the  
TENTH Report of the  
Planning and Development  
Committee for 1994.

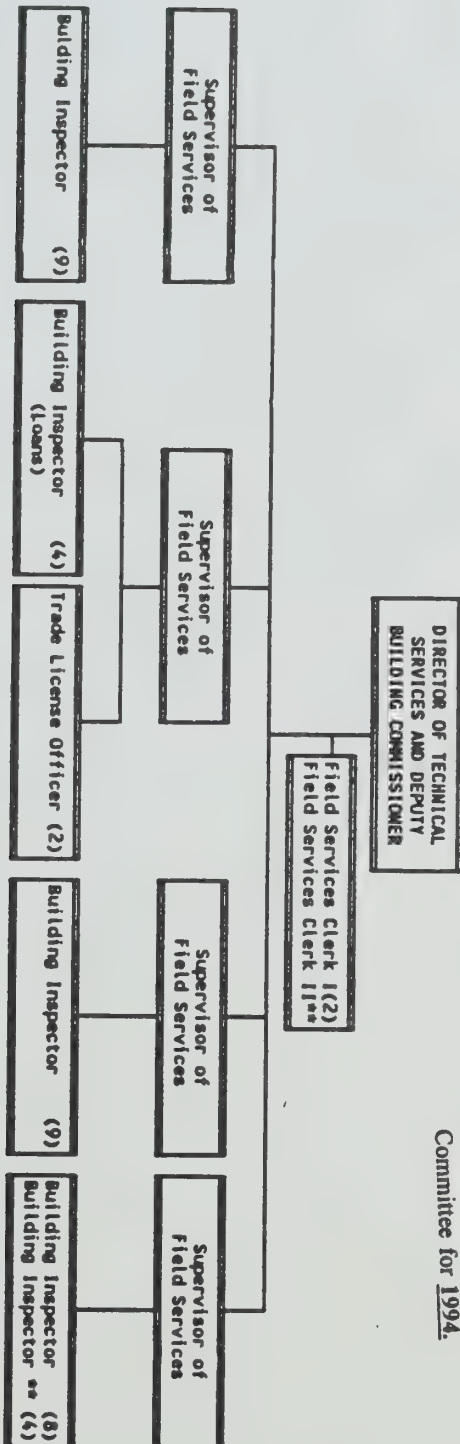
\*\* NON-FUNDED

**BUILDING DEPARTMENT**  
**FIELD SERVICES DIVISION**  
 Schedule C - Restructuring \*

Appendix "L" referred  
 to in Section 21.(e) of the  
 TENTH Report of the  
 Planning and Development  
 Committee for 1994.

\* (EFFECTIVE MARCH 1, 1996)

\*\* NON-FUNDED











1994 June 28

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TENTH** Report for 1994 and respectfully recommends:

1. That the City of Hamilton host a light buffet dinner for the musicians participating in the Organization of Canadian Symphony Musicians Benefit Concert for Ronald McDonald House at the Hamilton Convention Centre on 1994, Sunday August 7th for up to 120 participants at a cost of \$11. per person for a total of \$1,320. to be charged to the Civic Receptions and Delegate Hosting Account No. CH55314-84010.
2. That the City of Hamilton purchase one sixth of a page at a cost of \$540. to provide a message of congratulation on the occasion of the 75th Anniversary of The Sons of Italy and that the cost of this purchase be charged to the Advertising and Promotion Account No. CH56302-12001.
3.
  - (a) That the City of Hamilton host the Fourth Annual Volunteer Centre Indoor Golf Tournament on Friday, 1995 March 3; and,
  - (b) That City Hall staff be invited to play the course on the afternoon of Thursday, 1995 March 2, and the morning of Friday, 1995 March 3; and,
  - (c) That the Culture and Recreation Department, Special Events Officer, co-ordinate the event with the support of the City's Management Team; and,
  - (d) That the City of Hamilton enter a Corporate Team to participate in the event at a cost of \$150.; and,
  - (e) That this \$150. be charged to Unclassified Account Centre 24201 in 1995; and,
  - (f) That approval be given to use the second floor lobby and the Council Chambers for the registration of participants and the distribution of prizes on Friday, 1995 March 3, from 12:00 o'clock noon to 5:00 o'clock p.m.

1994 June 28

4. (a) That an Option to Purchase, duly executed by Investonics Limited (Rein Reio, President), on 1994 June 8, and scheduled for closing on or before 1994 August 19, for the purchase of 100 Locke Street South, more particularly described as all of Lots 29 and 60 and part of Lots 59 and 30, Registered Plan 244, comprising 1,513.387 square metres (16,290.49 square feet) more or less, with frontage along the west side of Locke Street South of 60.999 metres (200.13 feet) more or less, having a depth along the northerly boundary of 22.159 metres (72.70 feet) more or less, and having a depth along the southerly boundary of 30.06 metres (98.62 feet) more or less, being irregular in shape, be approved and completed and the purchase price of \$203,631. be charged to Account No. CF 5698 909345006 (Land Acquisition for Parking Purposes - General); and,
- (b) That the Option to Purchase be subject to the following terms and conditions which form part of this Agreement:
- (i) It is understood that the Vendor is selling as Mortgagee under a power of sale contained in a mortgage made by Casflo Properties Limited to the Vendor, dated 1987 May 21, and registered in the Land Registry Office for the Registry Division of Hamilton-Wentworth as Instrument No. 410699 C.D. on 1987 May 22; and,
- (ii) It is further understood that on the date of acceptance of this agreement there is default under the terms of the mortgage which entitles the Vendor to exercise the power of sale. The only evidence of the default, which the Purchaser may require, shall be a statutory declaration by the Vendor setting forth the facts entitling the Vendor to sell under power of sale, including the particulars of the notice of exercising the power of sale, the names of the persons on whom service of the notice has been affected, dates of service, and declaring that default under the mortgage entitling the Vendor to exercise the power of sale has continued up to and including the date of acceptance of this offer. The Vendor further agrees to register on title evidence of an Assignment of Mortgage to it from the Royal Bank of Canada; and,
- (iii) Acceptance by the Vendor is subject to any court order giving the Mortgagor, owner of the equity of redemption or a subsequent encumbrancer the right of redemption; and,

1994 June 28

- (iv) The Vendor warrants that there are no outstanding or pending claims, damages, actions, suits or proceedings affecting the property in which a proprietary ownership or any other interest has been asserted or an interest which would constitute a prior right lien or security interest to that of the Vendor; and,
  - (v)
    - (i) Vendor warrants and represents to the Purchaser that the Vendor has made complete disclosure of all material facts and circumstances relating to environmental conditions which to the knowledge of the Vendor; and,
    - (ii) On completion, the Vendor shall provide to the Purchaser a statutory declaration that the above warranties and representations are still correct and true as of the day of completion; and,
  - (vi) The Vendor warrants that to the best of its knowledge all underground storage tanks have been removed. Without limitation, the Purchaser shall have the right to enter at any time until completion on the property and carry out any inspections, tests and investigations as it thinks necessary; and,
  - (vii) By written notice given to the Vendor at any time prior to completion, the Purchaser may terminate this Agreement of Purchase and Sale if the Purchaser determines that an environmental problem exists on the property, of which the Purchaser shall be the sole judge. The Vendor shall return the City's deposit in full forthwith upon receipt of written notice; and,
  - (viii) That this Option to Purchase Agreement is subject to the approval of the Board of Directors of the Hamilton Parking Authority and City Council on or before 1994 July 5; and,
  - (ix) It is understood and agreed that the final purchase price shall be calculated by applying a rate of \$12.50 for each square foot of land. This may result in an upwards or downwards adjustment to the approximate purchase price stated on the face of this Option to Purchase; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



**1994 June 28**

5.
  - (a) That the use of a 30 metre (100 foot) by 30 metre (100 foot) more or less, parcel of land located at the rear of 240 Burlington Street East by the North Hamilton Community Health Centre for a garden project be approved; and,
  - (b) That the City Solicitor be directed to prepare the necessary agreement; and,
  - (c) That this approval continue until such time as the subject lands are required for municipal purposes, as long as the North Hamilton Community Health Centre comply with the terms of the above noted agreement; and,
  - (d) That all cost associated with the preparation, planting, providing of water, maintenance, harvesting and security of the garden project site are to be borne by the North Hamilton Community Health Centre; and,
  - (e) That the City, during the term of this agreement, prescribe the hours of operation of the project; and,
  - (f) That the North Hamilton Community Health Centre provide proof of premises and operation insurance in the amount of not less than \$2,000,000. for bodily injury, death and damage to property, including loss of property, naming the City as an additional insured; and,
  - (g) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
6.
  - (a) That responsibility for two of the three Electrical/Electronic Technicians currently employed with the Building Operations and Maintenance Division (Central Utilities Plant) of the Property Department be transferred, effective 1994 August 1, to the Hamilton Entertainment and Convention Facilities Inc., (HECFI), pending acceptance of this proposal by the H.E.C.F.I. Operations Committee at its meeting scheduled for 1994 July 13; and,
  - (b) That the appropriate funding and necessary payroll changes be effected by the Treasury Department, with the co-operation of both the Property Department and H.E.C.F.I..



**1994 June 28**

7.
  - (a) That Underwriters Adjustment Bureau Ltd. be appointed as the City's Claims Adjusters for liability and property damage claims for a three year term commencing 1994 July 1 and ending 1997 July 1 (subject to annual review by appropriate City staff) with an option to renew for each of the subsequent two years; and,
  - (b) That Underwriters Adjustment Bureau Ltd. be required to sign Terms of Engagement satisfactory to the City Solicitor; and,
  - (c) That Crawford and Company Adjusters Ltd. continue to be retained by the City to complete those claim files assigned to it as of 1994 June 30.
8. That the City Solicitor be authorized to make an application for special legislation to allow the City of Hamilton to enact, enforce and collect fines for infractions of it's own By-law(s) for Fire Prevention within the City, consistent with the Fire Code and the Fire Marshals Act.
9. That the Liquor Licence Board of Ontario be advised that the City of Hamilton is aware of the Hess Village Jazz Festival taking place 1994 July 14, 15, 16 and 17, and in this regard has no objection to the issuance of a temporary extension of liquor licence for The Gown and Gavel, 24 Hess Street South for this event, on the condition that police security arrangements, satisfactory to the Hamilton-Wentworth Regional Police, are made.
10. That Regional Council be advised that the City of Hamilton is opposed to the proposed changes to the Regional Development Charges By-law specifically policies A-2, A-4, A-11, and A-13 for the following reasons:
  - (a) The new increased charges will adversely affect development; and
  - (b) The increased charges will adversely affect redevelopment of previously developed property; and
  - (c) The study gives greenfield development an unfair advantage over redevelopment; and
  - (d) The proposed policy changing to a charge based on building area will adversely affect large complexes.

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11. (a) That, in accordance with the Municipal Tax Sales Act, the City, upon the recommendation of the City Treasurer, be authorized to enter into extension agreements with the owner of lands (or the spouse) where a property has been registered for tax arrears and is prior to the expiry of the one year redemption period, in order to extend the payment period in which the cancellation price may be paid; and,
- (b) That the extension agreements be administered by the City Treasurer in accordance with the following policy:
- (i) That the maximum period permitted by an extension agreement be 24 months and all tax arrears, including accumulated penalties, interest and costs, must be paid in full within this period, either through equal monthly instalments or by means of equal monthly instalments together with one or more lump sum payments of the outstanding balance; and,
  - (ii) That all current instalments of realty taxes and any special charges added to the tax roll must be paid in full as they fall due as part of the payment arrangements; and,
  - (iii) That the owner(s) will provide the City Treasurer with a series of postdated monthly cheques in the number and amount as required by the extension agreement; and,
  - (iv) That the City Treasurer will only enter into an extension agreement if both of the following conditions exist:
    - (a) The owner's business taxes must be in good standing or satisfactory payment arrangements must exist prior to entering into an extension agreement; and,
    - (b) The amount of the cancellation price must be less than 75% of the land's fair market value as estimated by the Property Department.
  - (v) That default by the owner on any payment under the extension agreement (including payment of current realty taxes) will result in the termination of the extension agreement; and,
- (c) That the City Treasurer be directed to submit a by-law required by the Municipal Tax Sales Act, to authorize each agreement, to City Council for approval; and,

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- (d) That the Mayor and City Clerk be authorized to execute each Extension Agreement, in a form satisfactory to the City Solicitor.
- 12.
- (a) That the position of "Taxation Analyst", be declared redundant upon the retirement of the present incumbent and deleted from the complement of the Treasury Department; and,
  - (b) That a position entitled "Collection Clerk/Taxation" be created and added to the complement of the Treasury Department; and,
  - (c) That this position be assigned a temporary rating and be subject to review by the Maintenance Committee after a 6 month period to establish final classification; and,
  - (d) That the Commissioner of Human Resources be authorized to post and fill the Collection Clerk/Taxation position.
- 13.
- (a) That the City of Hamilton advise the Minister of Finance of its objection to the Provincial charge for supplementary assessments which was established without consultation and with inadequate notice to municipalities, and;
  - (b) That the City of Hamilton give its full support to the Association of Municipalities of Ontario in its objections to the new provincial charge for supplementary assessments; and,
  - (c) That the Treasurer take the resultant City cost into account in subsequent reporting on the status of the 1994 Current Budget.
14. That the City exercise its option to extend the existing purchase orders for the supply and delivery of Gasoline and Diesel Fuels to various City Departments as and when required for one additional year to 1995, June 30, as follows:
- (a) To Esso Imperial Oil, Willowdale for Premium and Unleaded Gasoline
  - (b) To Petro Canada Inc., Toronto for #2 Diesel Fuel
  - (c) To Shell Canada, Toronto for #1 Diesel Fuel

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15. That a purchase order be issued to J.P. Hammill & Son Limited, Guelph, for the supply and delivery of Workers' Uniform Clothing as and when required during 1994 to Purchasing Stores, being the lowest of five tenders received in accordance with specifications issued by Purchasing and Vendor's tender, and be financed through Stores Inventory Account No. CH56103 28999, as follows:

(a)	Grey Trousers	\$13.27 each
(b)	Short Sleeve Grey Shirts	12.27 "
(c)	Long Sleeve Grey Shirts	13.97 "
(d)	Grey Overall Jackets	28.97 "
(e)	Grey Overall Pants	27.97 "
(f)	Grey Crested Coveralls	27.97 "

Applicable taxes extra

16. That a purchase order be issued to J. P. Hammill & Son Limited, Guelph, to supply and deliver Fatigue Uniforms as and when required during 1994 by the Hamilton Fire Department, being the lowest acceptable of five tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Uniforms, Clothing Account No. CH 56104 48001, as follows:

(a)	Short Sleeve Shirts (each)	\$23.97
(b)	Trousers (each)	\$33.97
(c)	Uniform Jackets (each)	\$26.97

All taxes extra

17. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1994 June 15, attached herewith and marked Appendix "A", be approved.
18. That the amendment to the United Brotherhood of Carpenters and Joiners of America, Local 18, contract, attached herewith and marked Appendix "B", be received pursuant to the Fair Wage Policy of the City of Hamilton.
19. (a) That permission be granted to the United Way Committee of the Regional Municipality of Hamilton-Wentworth to use the City Hall forecourt on Wednesday, 1994 July 6 from 11:00 o'clock a.m. to 2:30 o'clock p.m. for the Region's Annual United Way Barbecue; and,



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- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
- 20.
  - (a) That approval be given to the request of the Canadian Football Hall of Fame & Museum to use the grassed area located on the east side of City Hall for a lunch area for students participating in Hall of Fame educational programs, Monday to Friday, from April to September, 1994; and,
  - (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
- 21.
  - (a) That approval be given to the action taken by the City Clerk in authorizing John W. Harvey Real Estate Company Ltd. to use the City Hall forecourt on Wednesday, 1994 June 15, at 11:30 o'clock a.m. for an official kickoff for a fund raising trip on behalf of the Shriners Hospitals for Crippled Children; and,
  - (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
- 22.
  - (a) That approval be given to the action taken by the City Clerk in authorizing Hamilton Habitat for Humanity to use the City Hall forecourt (or Room 233, in the event of inclement weather) on Friday, 1994 June 17 at 3:00 o'clock p.m. for a welcoming ceremony to raise awareness of the need for affordable housing; and,
  - (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
- 23.
  - (a) That approval be given to the Canusa Games Board of Directors to use the City Hall forecourt on Thursday, 1994 August 4 from 11:00 o'clock a.m. to 1:00 o'clock p.m. for the purposes of holding its 1994 Canusa Games Torch Send Off; and,
  - (b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
- 24.
  - (a) That approval be given to the request of the Hamilton Area March for Jesus Coordinating Committee to be provided with dedicated electrical service to power lighting and sound on the forecourt during the March for Jesus Rally on Saturday, 1994 June 25 from 9:00 o'clock a.m. to 5:00 o'clock p.m.; and,



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- (b) That approval be given to the request of the March for Jesus Co-ordinating Committee to use Room 264 for a reception area for dignitaries on Saturday, 1994 June 25 from 2:00 o'clock p.m. to 4:00 o'clock p.m.; and,
  - (c) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
25. For the information of the members of City Council, the Finance and Administration Committee have appointed Eleanor Johnstone and Sandy Shaw to serve on the Hamilton Status of Women Sub-Committee for a term to expire 1994 November 30th.
26. That the letter attached hereto and marked as Appendix "C" respecting the availability of french-speaking volunteers, translators and interpreters be forwarded to the Hamilton Entertainment and Convention Facilities Inc. (HECFI) and the Region's Economic Development Department encouraging them to include a copy of this letter in all Conference and Convention packages distributed to groups organizing Conferences and Conventions in the City of Hamilton.
27. That the analysis of the transactions of the City's development charges reserve for the year 1993, attached herewith and marked Appendix "D", be received.
28. That as referred to in Section 27 of the Ninth Report for 1994 of the Transport and Environment Committee, the City Solicitor be authorized to prepare an appropriate By-Law to construct a finished roadway, concrete curbs and sidewalks on both sides of Ferguson Avenue between Cannon and Barton Streets under the Local Improvement Act at an estimated cost of \$670,000., with a City's share of \$334,049.50 to be financed from the 1994 Capital Levy (Account Centre No. CH 22002) and the balance of \$335,950.50 being the Owner's share to be financed by the issuance of debentures for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$335,950.50 for a term not to exceed 20 years for the above project.
29. That as referred to in Section 26 of the Ninth Report for 1994 of the Transport and Environment Committee, the City Solicitor be authorized to prepare an appropriate By-law to construct an independent concrete sidewalk on the west side of Upper James Street from Rymal Road to Christopher Drive under the Local Improvement Act at an estimated cost of \$82,400., with a City's share of \$44,524. to be financed from the 1994 Capital Levy (Account Centre No. CH22002) and the balance of \$37,876. being the Owner's share to be financed by the issuance of debentures for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$37,876. for a term not to exceed 20 years for the above project.

30. That as referred to in Section 22 of the Ninth Report for 1994 of the Transport and Environment Committee, the City's share of services in the following subdivisions:

- (a) Highridge South - Phase 2 at a cost of \$9,869.80
- (b) Rose Gardens - Phase 2 at a cost of \$29,602.
- (c) Sandrina Gardens - Phase 2 at a cost of \$52,680.

for a total of \$92,151.80, be financed from Centre No. CH 00107 - "Reserve for Services Through Unsubdivided Lands".

31. That the Liquor Licence Board of Ontario be advised that the City of Hamilton is aware of the Denny Williams 911 Baseball Tournament Social planned by the Hamilton-Wentworth Police Association to take place on the Association's parking lot at 555 Upper Wellington Street on Saturday, 1994 July 16th, and in this regard has no objection to the issuance of a temporary extension of liquor licence for this event.

32. (a) That the City increase its Offer to Settle in Ontario Court (General Division) Action No. 26723/91 from \$5,000. inclusive of all claims for damages, interest and costs, to \$6,250. inclusive of all claims for damages, interest and costs; and,
- (b) That all other terms of the Offer to Settle remain the same.

33. (a) That the Director of Property and the City Treasurer be authorized to proceed with the following security enhancements in the Treasury Department:
- (i) The installation of clear glass partitions above the marble access counters, with appropriate openings to allow communication with the public; and,
  - (ii) The installation of regular doors with appropriate security at the east and central entrances to the Treasury Department; and,
  - (iii) The installation of an exit only door adjacent to the Treasurer's office at the west end of the Treasury Department; and,
  - (iv) Modifications to the Treasury Department security vault at the east end of the office; and,
- (b) That the estimated costs for the above security improvements in the amount of \$50,000. be financed from Account CF 3191 41004 - Security Improvements Requirements - City Hall and Account CF 3191 41003 - Accommodation Requirements - City Hall.

**1994 June 28**

34. That outstanding business taxes in the amount of \$338,522.96 be written-off in accordance with Section 441 of the Municipal Act, R.S.O. 1990, and charged to Account CH 53401 24106.
35. That outstanding Accounts Receivables totalling \$33,220.17 be written-off and charged to Account CH 15401 00001.
36. That the Liquor Licence Board of Ontario be advised that the City of Hamilton is aware of the Hess Village Jazz Festival taking place 1994 July 14, 15, 16 and 17, and in this regard has no objection to the issuance of a temporary extension of liquor licence for Amigo's Hothouse, 115 George Street, for this event, on the condition that police security arrangements, satisfactory to the Hamilton-Wentworth Regional Police, are made.
37. That as referred to in Section 12 of the Ninth Report for 1994 of the Transport and Environment Committee, the following funding mechanism be approved:
  - (a) That the reconstruction of the paving stone roadway, concrete curbs and repair of paving stone sidewalks on the south leg of King Street between John and Hughson Streets in the amount of \$150,000. be financed as part of the Canada/Ontario Infrastructure Program replacing the reconstruction of Hunter Street between John and James Streets; and,
  - (b) That the Project Manager for the Canada/Ontario Infrastructure Program - Road and Sidewalk Reconstruction Program be directed to advise the Ministry of Municipal Affairs of the change in the program on receipt of its approval which is expected around the end of June 1994; and,
  - (c) That the Director of Public Works be directed to consider the reconstruction of Hunter Street between John and James Streets within the 1995 Road Reconstruction Program and present his report to the Transport and Environment Committee during the 1995 Capital Budget process.
38. That as referred to in Section 17 of the Tenth Report for 1994 of the Parks and Recreation Committee, the rehabilitation of the King's Forest Tennis Courts in the amount of \$72,000. and a geotechnical investigation on all 44 public tennis courts in the amount up to \$7,000. to a total of \$79,000. be allocated out of the 1994 Capital Contingency Account and financed from the Reserve for Capital Projects, Account Centre No. CH 00203.



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39. That as referred to in Section 28 of the Tenth Report for 1994 of the Parks and Recreation Committee, the installation of Rubber Sports Flooring at Lawfield Arena and Rosedale Arena at an estimated cost not to exceed \$63,000. be allocated out of the 1994 Capital Contingency Account and financed from the Reserve for Capital Projects, Account Centre No. CH 00203.
40. That as a result of experience acquired from the City's role in the 1993 September declared State of Emergency relating to the exposure of the public to mercury and other chemicals (the USARCO incident), the following recommendations relating to the City's Emergency Preparedness By-law and abandoned property generally, be approved:
- (a) That the City's Emergency Preparedness By-law (the "Municipal Emergency Plan", By-law 86-164) with respect to the area of Communication, Financial and further amendments, be revised to incorporate the following:

Communications:

- (i) That the Mayor (or Acting Mayor) be the designated spokesperson for the City of Hamilton in the event of a declared State of Emergency; and,
- (ii) That the Chief Administrative Officer and the Emergency Response Team, be authorized to:
- (1) Designate the appropriate municipal department or outside agency to be the lead technical resource for the Emergency; and,
- (2) Where a municipal department is designated as the lead technical resource, the Emergency Response Team shall select the Spokesperson from the municipality to be the sole technical Spokesperson on the emergency under the direction of the Mayor; and,
- (3) Where an outside agency is the lead technical resource, the Emergency Response Team shall work in conjunction with the lead technical resource and the Spokesperson designated by such outside agency shall be the sole technical Spokesperson on the emergency in conjunction with the Mayor; and,

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- (4) Provide advice, where requested by the Mayor, on the extent of a State of Emergency intended to be declared, including the appropriate outside agencies to be consulted or notified, and the area of the emergency to be specified, if any; and,
- (iii) That press releases be prepared and released by the Mayor with the advice of the technical Spokesperson of the lead resource, namely the municipal department or outside agency, as the case may be; and,
- (iv) That where a declared State of Emergency affects schools or school students, that the Directors of Education for the Boards of Education be contacted as soon as possible about the State of Emergency. Each school board shall be requested to provide its emergency communication representatives to the Chief Administrative Officer for inclusion in the City of Hamilton Emergency Plan; and,
- (v) That where a declared State of Emergency affects matters related to the Hamilton Harbour, that the Hamilton Harbour Commission be contacted as soon as possible about the State of Emergency. The Hamilton Harbour Commission shall be requested to provide its emergency communication representatives to the Chief Administrative Officer for inclusion in the City of Hamilton Emergency Plan.

Financial:

- (vi) That in accordance with the City's Emergency (purchasing) Procedures (under the City's Purchasing Policies, two of three of the Mayor, the Chief Administrative Officer or Chairman of a Committee), - approval may be granted to incurring and payment of expenses necessary to fulfil the City's responsibilities in its response to a declared State of Emergency; and,
- (vii) That the City Treasurer be authorized to charge such expenses to the City's reserve for contingencies; and,
- (viii) That staff be authorized to initiate steps to recover those expenses (if any) which are subsequently identified as the obligations of other parties; and,



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- (ix) That staff be directed to not reimburse persons or outside public agencies for expenses incurred by them, unless such expenses were incurred in areas of City responsibility. The onus is on each person and outside agency to pay its expenses arising from an emergency and, if necessary, to recover such expenses from the persons liable at law for such expenses. The City is not responsible to reimburse others for expenses which they ought to recover from the persons liable at law for them; and,

Further amendments to the City's Emergency Plan:

- (x) That a joint Task Force be reconvened annually in May by the Chief Administrative Officer to identify and prepare for Council approval amendments to update the City's Emergency Plan; and,
  - (xi) That employees of the Region and the Boards of Education and other outside agencies be consulted and/or requested to participate in the City's annual review of its Emergency Plan; and,
  - (xii) That the initial joint Task Force complete its review of the City's Emergency Plan and report to the Finance and Administration Committee by 1995 May 31.
- (b) That the following recommendations respecting abandoned properties be approved:

Abandoned properties:

- (i) That with regard to abandoned contaminated properties, the Minister of Environment and Energy be encouraged and requested to exercise his environmental protection jurisdiction by, amongst other initiatives, taking the following actions:
  - (1) To delegate his authority to issue Orders under the Environmental Protection Act to the Hamilton Office of the Ministry in order that there may be an immediate response by the MOEE to environmental emergencies in Hamilton that pose a threat to the public and the loss of time involved in having such Orders issued personally by the Minister at Toronto may be avoided; and,

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- (2) To direct the Ministry's administration to exercise the MOEE's broad jurisdiction and authority under the Environmental Protection Act to take immediate action where required in the interests of public safety by issuance of Orders to require the owners (and/or other persons in control) of such abandoned contaminated properties:
  - (aa) To comply with the environmental standards; and,
  - (bb) To appropriately secure the properties from access by the public; and,
  - (cc) To take all required remedial action, including removal of toxic wastes and contaminants as well as restoration of the property.
- (3) To direct the Ministry's administration:
  - (aa) To monitor abandoned properties in Hamilton to identify those that are contaminated and/or may become a potential hazardous source of contamination; and,
  - (bb) To continue the preparation and circulation of the MOEE's inventory of contaminated properties to the Region (Public Health, Environmental Services, C.A.O. Attention, Emergency Preparedness Officer) and to the City (Building, Fire and Treasury Departments).
- (4) To investigate and consider establishing sources of funding for the cleanup of abandoned contaminated properties through the Ontario Environmental Compensation Corporation or such other fund as the Minister may deem appropriate, in order that such properties may cease to be a threat or potential threat to public safety and placed back into productive use for the benefit of the local and Provincial economy; and,

- (ii) That the City Treasurer, in handling the collection of realty tax arrears of abandoned industrial properties, be directed to consider the environmental conditions of such properties in selecting the appropriate method (court action, tax sale or distress) to recover such arrears in order that environmental cleanup obligations are not incurred by the City. The Treasurer shall consult with the MOEE and its inventory of contaminated abandoned industrial sites and the Property Department for assistance; and,
- (iii) That regarding abandoned properties which appear to have combustible materials that may pose a fire hazard, the Fire Department be directed to continue to administer the Ontario Fire Code and the Fire Marshall's Act by carrying out, among other duties, the following:
  - (1) Assessing such known buildings that have accessible combustible materials upon request or upon reasonable grounds (especially those included in the MOEE's inventory of contaminated abandoned industrial sites); and,
  - (2) Administering the Fire Marshall's Act to require such buildings of combustible construction or containing combustible materials (or both) that are open to trespass, to be secured; and,
  - (3) Providing technical advice and firefighting services where required to prevent contaminated buildings identified by the MOEE from becoming a fire hazard; and,
  - (4) In carrying out its duties, to notify other departments and outside agencies, including the following: The Building Department, the Regional Public Health Department and the Ministry of Environment; and,
- (iv) That the Building Department be directed to continue, in accordance with Council's policies, to administer the Property Standards By-law and the Building Code, by carrying out, among other duties, the following:
  - (1) Assessing upon request or upon reasonable grounds, such known abandoned properties that may endanger public safety (especially those included in the MOEE's inventory of contaminated abandoned industrial sites); and,

**1994 June 28**

- (2) That in carrying out its duties, to notify other departments and outside agencies, including the following: the Fire Department, the Regional Public Health Department and the Ministry of Environment.

41. (a) That a purchase order be issued to Stremler Equipment Service Ltd., Ancaster, in the amount of \$80,399.80 including all applicable taxes, for the supply of new and removal of old fuel tanks and related piping, removal and replacement of 6 concrete slabs and roof slab and the removal of a fire hydrant at the Central Fire Station, being the lowest of (3) three acceptable quotes received, in accordance with the Form of Tender issued by the Manager of Purchasing and Vendor's submission; and,
- (b) That this expenditure be financed through Account No. CF 489441034.
42. That leave be granted to introduce the following Bill:
- D-22 By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 June 23**

SKR/dg



## THE CORPORATION OF THE CITY OF HAMILTON

Appendix "A" referred  
to in Section 17 of the  
TENTH Report of the  
Finance and Administration  
Committee for 1994.

## APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Stephen Bailey	I	Sanitation Worker (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 23/94
Mr. Frank Biancucci	I	Assistant Chief Fire Prevention Officer (C-9A)	Fire	Replacing Mr. J. Winn - promoted, March 27/94	\$62,736.93	May 08/94
Mr. Frank Brohman	I	District Chief (C-11)	Fire	Replacing Mr. G. Almas - promoted, March 27/94	\$66,992.60	May 08/94
Mr. Luigi Cialini	I	Rink Attendant I (D-16)	Culture & Recreation	Replacing Mr. F. Digiambattista - retired Jan. 15/94	\$36,780.64	May 16/94
Mr. Richard Dejong	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94

Prepared June 15/94

Status

Internal - I

External - E



## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Factor	I	District Chief (C-11)	Fire	Replacing Mr. A. Vandenakker - promoted, March 27/94	\$66,992.60	May 08/94
Mr. Paolo Faustini	I	Lead Hank/Truck Driver (D-19)	Public Works	Replacing Mr. G. Rinaldo - retired, Feb. 28/94	\$37,876.80	May 24/94
Mr. Michael Green	I	Forester II (D-18)	Public Works	Replacing Mr. R. Linger - retired, May 31/94	\$37,510.72	May 16/94
Ms. Gail Habinski	I	Parking Control Officer (13-1)	Traffic	Additional Staff - Approved by City Council December 14/94	\$32,560.32 to \$37,396.32	May 23/94
Mr. William Hatherly	I	Sanitation Worker (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Mr. Alex Kupi	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 24/94

Prepared June 15/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Tim Lacasse	I	Sanitation Worker (2-Man Crew) (D-15G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Ms. Sharon Luke	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Mr. Randall Maracle	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Mr. Paul Marchese	I	District Chief (C-11)	Fire	Replacing Mr. E. Blundell - retired, Oct. 27/93	\$66,992.60	May 08/94
Mr. Gordon Meuller	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Mr. Tim Mountain	I	Utilities Maintenance Operator (9-B)	Property	Replacing Mr. W. Murphy - resigned, May 03/93	\$41,346.24	May 01/94

Prepared June 15/94

Status

Internal - I  
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Dave Munro	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 16/94
Mr. James Pearson	I	Sanitation Worker (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94
Ms. Dina Sanvidotti	I	Parking Control Officer (13-I)	Traffic	Replacing Ms. E. Wigmore - resigned, Feb. 04/94	\$36,670.40	May 16/94
Mr. Joe Scala	I	Sanitation Worker (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94
Mr. Stefan Sobolewski	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94

Prepared June 15/94

Status

Internal - I  
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Louisa Spallachi	I	Support Services Technician (22-G)	Information Systems	Replacing Ms. D. Sanche - appointment, June 21/93 K. Goodfellow - resigned, June 18/93	\$38,891.32 to \$44,994.04	June 21/93
Mr. C. Speight	I	District Chief (C-11)	Fire	Replacing Mr. R. Cober - retired, Oct. 31/93	\$37,923.00 to \$44,285.80	May 02/94
Mr. John Stevenson	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94
Mr. Manuel Tabone	I	Sanitation Worker (2-Man Crew) (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94
Mr. David Thomas	I	Sanitation Worker (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 09/94
Mr. J. Warden	I	District Chief (C-11)	Fire	Replacing Mr. P.S. Dickinson - retired, Oct. 28/93	\$66,992.60	May 08/94

Prepared June 15/94

Status

 Internal - I  
 External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Brian Anderson	School Crossing Guard	Traffic	Terminated	1 month	April 17/94
Mr. Ron Drumm	Lead Hand/Truck Driver	Public Works	Retired (Early)	9 years, 3 months	May 31/94
Mr. Peter Durant	Yard Attendant	Public Works	Terminated	22 years, 8 months	May 04/94
Mr. Donald Gill	Sports Groundkeeper II	Public Works	Retired (Early)	20 years	March 31/94
Mr. Walter Korinowsky	Stage Property Master	H.E.C.F.I.	Resigned	15 years	May 18/94
Mr. Joel Kyle	Probationary Firefighter	Fire	Terminated	2 years, 8 months	May 25/94
Mr. Robert Linger	Forester II	Public Works	Retired (Early)	22 years, 10 months	May 31/94

Prepared June 15/94

## Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons



## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Frank Liota	Sports Groundskeeper II	Public Works	Retired (Early)	31 years	May 31/94
Ms. Marilyn Madden	Aquatic Supervisor	Culture & Recreation	Retired (Early)	19 years	May 31/94
Ms. Jacqueline Maxwell	Historical Interpreter	Culture & Recreation	Resigned	1 year, 6 months	May 22/94
Mr. Steven Smith	Fire Communications Operator	Fire	Resigned	8 years, 10 months	May 14/94
Mr. Manuel Tabone	Porter	Convention Centre	Resigned	9 months	May 08/94

Prepared June 15/94

## Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons

1994 June 28

United Brotherhood of Carpenters and Joiners of America, Local 18

Appendix "B" referred  
to in Section 18 of the  
**TENTH** Report of the  
Finance and Administration  
Committee for 1994.

Duration of Agreement - August 1, 1992 to April 30, 1995

JOURNEYMAN CARPENTER (Zone 1 Hamilton)

<u>DATE</u>	<u>HRLY. WAGE RATE</u>	<u>VAC. PAY</u>	<u>PENS.</u>	<u>WELFARE</u>	<u>TOTAL WAGE PKG.</u>
May 1/94	\$26.22	2.62	2.20	1.35	\$32.39
Nov. 1/94	\$26.99	2.70	2.20	1.35	\$33.24

Appendix "C" referred  
to in Section 26 of the  
**TENTH** Report of the  
Finance and Administration  
Committee for 1994.

Dear Conference/Convention Organizer:

On behalf of City Council and his Worship the Mayor, the French Sub-Committee welcomes all french-speaking delegates who are attending Conferences/Conventions in the City of Hamilton.

In 1985, City Council established the French Sub-Committee to provide a liaison between the City of Hamilton and the francophone community to affirm the presence of the francophone community within the City of Hamilton; to assist the francophone community to participate in those aspects of municipal affairs directly related to the concerns of the francophone community; and, to work with the francophone community toward extending the availability of french language services within the City of Hamilton.

In keeping with its Mandate, the French Sub-Committee would be pleased to provide french-speaking volunteers, free of charge, to assist the french-speaking delegates who may be attending your Conference/Convention.

In the past, the French Sub-Committee has provided similar services, with great success, at the Ontario Seniors Games, the Judo Canada Championships, the Pan-Am Games, the Federation of Canadian Municipalities Conference and Actifest, to mention only a few.

This service is particularly beneficial to those French-speaking delegates not familiar with our City and who require special provisions when registering or at special events held throughout the course of the Conference/Convention.

While the Committee can provide volunteers to assist with french-speaking delegates, the Committee does not have the ability to provide simultaneous interpretation or translation of materials. We would be pleased however, to provide you with a list of private translators and interpreters who can provide services on a fee for service basis.

If you are anticipating french-speaking delegates at your Conference/Convention, I am sure that they will appreciate your efforts in making materials and services in french available to them. The Committee would be pleased to assist you in this regard.

Additional information can be obtained by contacting the Secretary of the French Sub-Committee at (905) 546-3994.

Appendix "D" referred  
to in Section 27 of the  
TENTH Report of the  
Finance and Administration  
Committee for 1994.

DEVELOPMENT CHARGE RESERVE FUND  
STATEMENT OF CONTINUITY  
FOR THE YEAR ENDED DECEMBER 31, 1993

	Total \$	Recreational Facilities \$	Parks \$	Libraries \$	Fire Stations \$	Roads & Street Lighting \$	Traffic Building and Signs \$
Balance at the beginning of the year	3,331,053	894,952	488,659	338,855	566,780	979,844	61,963
Development charges received or receivable	1,225,674	394,072	215,169	149,206	125,898	331,453	9,876
Development charges refunded	(20,799)	(1,584)	(865)	(600)	(8,648)	(7,916)	(1,186)
Interest Earned	<u>203,377</u>	<u>65,853</u>	<u>35,957</u>	<u>24,934</u>	<u>20,297</u>	<u>54,790</u>	<u>1,546</u>
	<u>4,739,305</u>	<u>1,353,293</u>	<u>738,920</u>	<u>512,395</u>	<u>704,327</u>	<u>1,358,171</u>	<u>72,199</u>
Transferred to the capital fund	0	0	0	0	0	0	0
Amounts allocated to other services	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Balance at the end of the year	<u>\$4,739,305</u>	<u>\$1,353,293</u>	<u>\$738,920</u>	<u>\$512,395</u>	<u>\$704,327</u>	<u>\$1,358,171</u>	<u>\$72,199</u>







1994 June 28

**REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **THIRD** Report for 1994 and respectfully recommends:

1. That the Taxi Cab Drive Licence Renewal Application of Inderjit Molhotra, 11 Kendale Court, #102, Hamilton, be denied.

Confidential background information provided to members of City Council under separate cover.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN T. COOKE, CHAIRPERSON  
LICENSING COMMITTEE**

**Stella Glover  
Secretary  
1994 June 8**









1994 June 28

**REPORT OF THE NOMINATING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Nominating Committee presents its **SECOND** Report for 1994 and respectfully recommends:

1. That Alderman be appointed Chairman of the Committee of the Whole for a three (3) month term July to September, 1994.

**RESPECTFULLY SUBMITTED**

**MAYOR R. M. MORROW  
CHAIRMAN,  
NOMINATING COMMITTEE**

J.J. Schatz, Secretary  
1994 June 28



**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, 1994 JUNE 28  
7:30 O'CLOCK P.M.  
COUNCIL CHAMBER, CITY HALL**

**B I L L S**







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TO INCORPORATE PART 17, PLAN 62R-11096  
INTO ACADIA DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Lot 9, Concession 8, formerly in the township of Barton, designated as Part 17, on Plan 62R-11096.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of ,

A.D. 1994

City Clerk

Mayor

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE PART 6, PLAN 62R-11281  
INTO ACADIA DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Lot 2, Registered Plan 909, designated as Part 6, on Plan 62R-11281.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TO INCORPORATE PART 10, PLAN 62R-10568  
INTO BUTLER DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Butler Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Butler Drive.

Part of Lot 2, Registered Plan No. 909, designated as Part 7, Plan 62R-11281, and Part of Holland Avenue, Registered Plan No. 909, (Now Closed), designated as Part 10, on Plan 62R-10568.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of ,

A.D. 1994

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TO INCORPORATE PARTS 20 & 25, PLAN 62R-12134  
INTO HARBOUR FRONT DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Harbour Front Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Harbour Front Drive.

Part of Water Lot in front of Block 34, Registered Plan No. 127, formerly in the township of Barton, designated as Parts 20 & 25, on Plan 62R-12134.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO ALTER DUNDURN STREET SOUTH BY INSTALLING A  
TEMPORARY CURB STONE ISLAND WITHIN  
A PORTION OF THE STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

**AND WHEREAS** this portion of highway known as Dundurn Street South is a local road under the jurisdiction of The Corporation of the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 42 of the 8th Report of the Transport and Environment Committee on May 10, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Dundurn Street South as hereinafter described;

**AND WHEREAS** Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation in the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

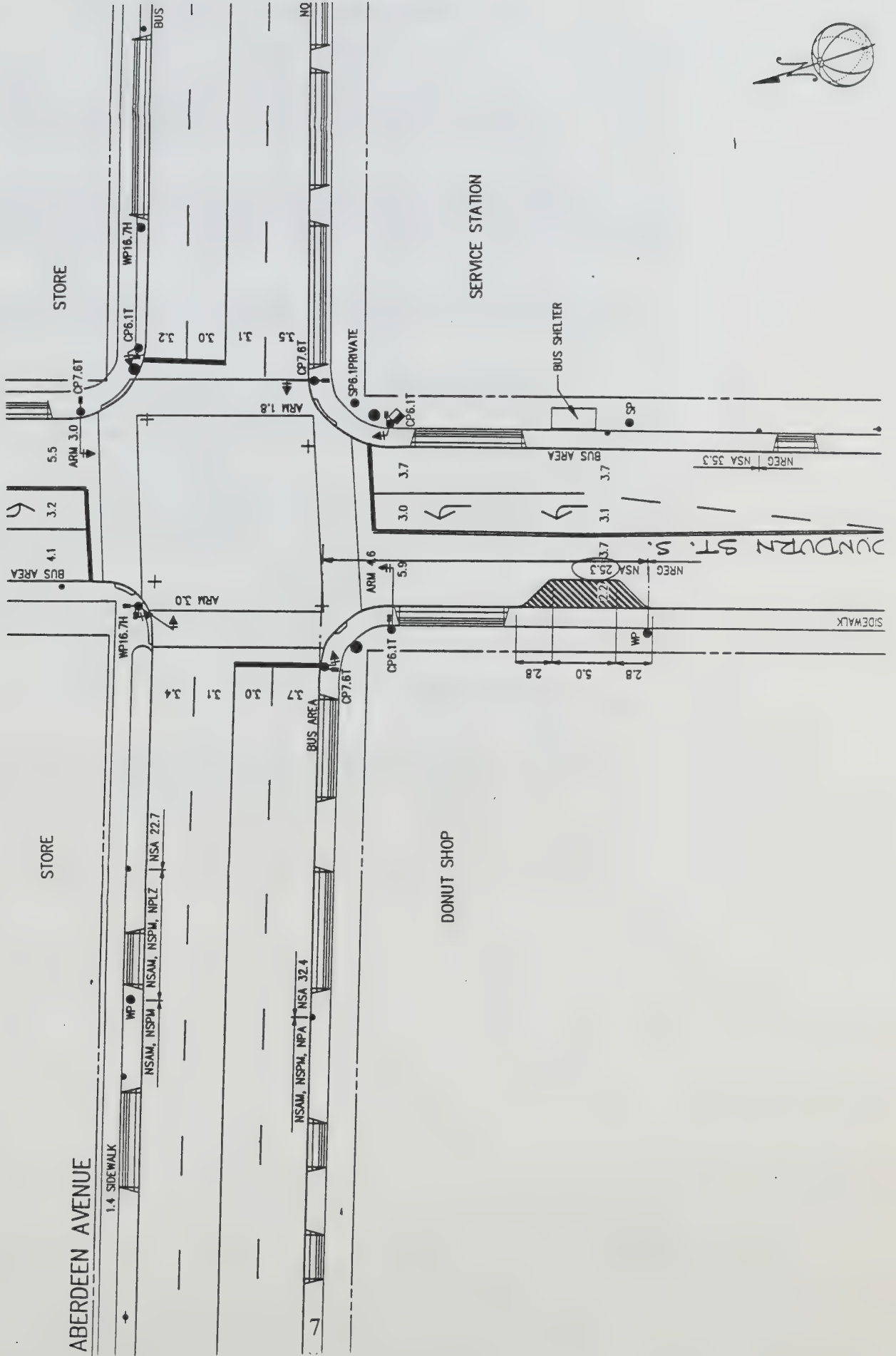
1. That the alterations be approved and carried out to a portion of Dundurn Street South for the purpose of installing a temporary curb stone island within the travelled portion of the highway, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

**PASSED** this                      day of                      , 1994.

**CITY CLERK**

**MAYOR**





**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO ALTER THAT PORTION OF DANA DRIVE AND  
NORRIE AVENUE WHERE THE TWO STREETS MEET**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

**AND WHEREAS** the portions of the hereinafter referred to highways known as Dana Drive and Norrie Avenue are local roads under the jurisdiction of The Corporation of the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 29 of the 8th Report of the Transport and Environment Committee on May 10, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Dana Drive and Norrie Avenue as hereinafter described;

**AND WHEREAS** Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation in the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to those portions of Dana Drive and Norrie Avenue, at the corner where the two streets meet, for the purpose of widening the travelled portion of the said streets, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

**PASSED** this                      day of                      , 1994.

**CITY CLERK**

**MAYOR**



DANA DR.

NORRIE AVE.

No. 114

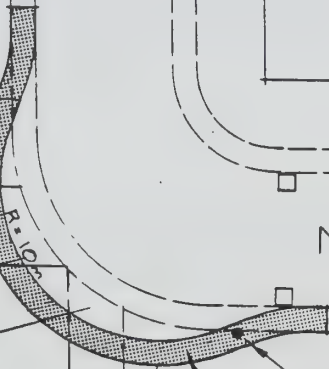
No. 118

No. 108

No. 112

RELOCATE  
HYDRO POLE

PROPOSED 1.5 C.W. 1/2 G  
RHS-303 AND STANDARD  
APPROACHES RHS-400



SCALE	1:500
BY:	S.P.O.
DATE:	JUNE 22/54
PLAN NO.	B-2 (REV.)

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TO STOP-UP, CLOSE, RETAIN AND AUTHORIZE THE SALE OF  
PART OF UPPER KENILWORTH AVENUE  
AS ESTABLISHED BY BY-LAW NO. 93-222

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 32 of the 1st Report of the Transport and Environment Committee on 1994 January 25, authorized the City to stop-up, close, retain and sell part of Upper Kenilworth Avenue, as established by By-Law 93-222, being more particularly described as Parts 1, 13 to 31, on Plan 62R-12931;

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands;

AND WHEREAS Notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of Upper Kenilworth Avenue described as;

Those parts of Lot 3, Concession 7, in the geographic township of Barton, designated as Parts 1, 13 to 31, on Plan 62R-12931.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Are hereby stopped and closed.

2. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 21 and 22, on Plan 62R-12931, be sold to Dan Cooper and Sherrill Dawn Marie Cooper or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 25, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
3. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 20 and 23, on Plan 62R-12931, be sold to Maria Benvenga or her successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 3, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
4. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 19 and 24, on Plan 62R-12931, be sold to Charlie Cino and Patricia Cino or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 22, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.

(cont'd pg 2)



5. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 18 and 25, on Plan 62R-12931, be sold to Ronald Roscovich and Janet Roscovich or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 31, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
6. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 17 and 26, on Plan 62R-12931, be sold to Samuel Benjamin and Joan Benjamin or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 20, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
7. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 16 and 27, on Plan 62R-12931, be sold to James Johnman and Agnes Johnman or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 20, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
8. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 15 and 28, on Plan 62R-12931, be sold to Ralph Condello and Elaine Condello or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated January 30, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
9. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 14 and 29, on Plan 62R-12931, be sold to Dimetrius Giovis and Evaggelia Giovis or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 14, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
10. That the soil and freehold of that portion of the said closed portion of Upper Kenilworth Avenue described as Parts 13 and 30, on Plan 62R-12931, be sold to Stanley Charkot and Alicia Charkot or their successors in title for the sum of \$501.00 in accordance with the provisions of the agreement dated February 14, 1994; subject to the highway closing and sale purchases in the Registry Act and the Municipal Act.
11. That the soil and freehold for the remainder of the closed portion of said Upper Kenilworth Avenue, being Parts 1 and 31, on Plan 62R-12931, be retained by the Corporation of the City of Hamilton.
12. That Parts 1, 13 to 30, on Plan 62R-12931, are subject to an easement as set out in LT330608.
13. That this By-Law shall come into force and take effect on the date of its registration and the Commissioner of Transportation/Environmental Services is hereby authorized to register this By-Law.

PASSED this

day of

A.D. 1994

City Clerk

Mayor



**THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:**

1. **Schedule 10 (Stop Signs) of By-law 89-72 To Regulate Traffic** passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

3. **Schedule 28 (Taxi Stands)** is hereby deleted in its entirety and replaced by Schedule "A" attached to this By-law.

4. **Schedule "A"** attached to this By-law shall be **Schedule 28** to the said By-law 89-72.

5. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

6. **Schedule 31 (School Bus Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"Franklin	South	80 feet	65 feet west of the west curb line of East 25th	7 am - 6 pm Monday to Saturday".
-----------	-------	---------	---	-------------------------------------

and by adding thereto the following item, namely:-

"Franklin	South	80 feet	143 feet east of the east curb line of East 24th	7 am - 6 pm Monday to Saturday".
-----------	-------	---------	--	-------------------------------------

**PASSED** this                      day of                      A.D. 1994.

MAYOR

**SCHEDULE "A"**

**\*SCHEDULE 28**

**TAXI STANDS**

<b><u>STREET</u></b>	<b><u>SIDE</u></b>	<b><u>SIZE OF STAND</u></b>	<b><u>LOCATION COMMENCING</u></b>	<b><u>TIME</u></b>	
Currie	West	60 feet	76 feet south of the south curb line of Dubarry	Anytime	93-083
East 36th	East	44 feet	158 feet north of Munn	Anytime	90-214
Hess	East	29 ft	84 ft south of King	9 pm to 2 am	
King William	North	38 ft	80 ft west of Catharine	6 pm to 2 am	
MacNab	West	36 ft	75 ft north of York	Anytime	70-377
Park	East	85 ft	30 ft north of King	Anytime	77-87
Queen Victoria	West	60 feet	129 feet north of Queensbury	Anytime	90-157
Rebecca	North	87 ft	118 ft west of Catharine	Anytime	90-65*

## BY-LAW NO. 94 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Paling	East	commencing at a point 93 feet north of Vansitmart to a point 22 feet northerly therefrom	Anytime
East 24th	East	commencing at a point 240 feet south of Crockett to a point 26 feet southerly therefrom	Anytime
Forest	South	commencing at a point 128 feet west of John to a point 23 feet westerly therefrom	Anytime
Leeming	West	commencing at a point 108 feet south of Wright to a point 19 feet southerly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Locke	East	commencing at a point 103 feet north of York to a point 19 feet northerly therefrom	Anytime
Tom	South	commencing at a point 166 feet west of Dundurn to a point 16 feet westerly therefrom	Anytime
Broadway	East	commencing at a point 336 feet south of Ainslie to a point 24 feet southerly therefrom	Anytime
Ferrie	North	commencing at a point 224 feet west of Ferguson to a point 23 feet westerly therefrom	Anytime".

2. **Schedule 24 (Parking Meter Locations)** is hereby amended by adding to **Section 3(a) (One Hour Limit)** the following item, namely:-

"Cheever                      West                      Barton to 112 feet north".

3. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by adding to the **INBOUND** Column the following items, namely:-

"Nebo, 71.5m north of the center line of Rymal (M/B)  
 Nebo, 62.2m north of Lancing (M/B)  
 Nebo, 226m south of Hempstead (M/B)  
 Nebo, 21m south of Hempstead  
 Nebo, 27.2m south of the center line of Stone Church".

4. **Schedule 27(Alternate Side Parking)** is hereby amended by adding thereto the following item, namely:-

"Caledon                      West                      East".  
 Aldridge to Jameston

5. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting therefrom the following items, namely:-

*Gibson	East	Barton to northerly end	1 hr	9 am - 7 pm	Mon - Fri
Dromore	Both	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri".

and by adding thereto the following items, namely:-

*Dromore	West	Sterling to Paisley	1 hr	8 am - 6 pm	Mon - Fri
Crawford	West	Kentley to Hart	1 hr	8 am - 6 pm	Mon - Fri
Leland	East	Whitney to the north curb line of Merna	1 hr	8 am - 6 pm	Mon - Fri".

6. **Schedule 26 (No Parking Areas)** is hereby amended by deleting therefrom the following items, namely:-

*Gray's Side Rd	Both	Q.E.W. Overpass to Northerly End		Anytime
Orphir	North	Pottruff to Rainbow	7 am - 6 pm	Mon - Sat
Orphir	South	Gailmont to Rainbow	7 am - 6 pm	Mon - Sat".

and by adding thereto the following items, namely:-

*Grays	West	Q.E.W. to northerly end		Anytime
Grays	East	from a point 336 feet north of Frances to the northerly end		Anytime
Avondale	West	Barton to northerly end	8 am - 12 noon	2nd Thurs each month Apr - Nov
Dromore	East	Sterling to Paisley		Anytime
Orphir	North	Pottruff to Sunrise	7 am - 6 pm	Mon - Sat
Orphir	South	Gailmont to Starlight	7 am - 6 pm	Mon - Sat
Orphir	Both	Sunrise/Starlight to Rainbow	8 am - 4:30 pm	Mon - Fri".

PASSED this

day of

A.D. 1994.

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**TEMPORARY USE OF TENTS FOR BUSINESS PURPOSES**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 9th Report of the Planning and Development Committee at its meeting held on the 31st day of May 1994, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law to permit the temporary use of tents for business purposes, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4.(2) of By-law No. 6593, as amended, is further amended by deleting the Subsection in its entirety and replacing it with the following:

- "4. (2) The use of tents for human habitation or for business or other purposes is hereby prohibited, except as follows:
- (a) The above provision shall not apply to the use of tents for summer camps and for circuses and other like uses of a transient nature;
  - (b) The above provision shall not apply to the use of tents for children's play, or for picnics or other such temporary non-business purposes; and
  - (c) The above provision shall not apply to the temporary use of tents within a "G", "G-1" or "G-2" District, for business purposes, provided that:
    - (i) the temporary business uses shall be restricted to accessory uses, only in conjunction with an established permitted use; and
    - (ii) a temporary business use within a tent shall be permitted for a period not to exceed 120 days annually; and
    - (iii) any tent, or combination of tents, used for temporary business purposes on any one lot, shall not occupy more than 10% of the total number of parking spaces provided on the lot."



2. Section 18 of the said by-law, as amended, is further amended by adding the following paragraph to the end of the existing Subsection 18.(3)(vi)(f):

"Notwithstanding the above, a fence may be temporarily erected or maintained in conjunction with a tent erected in accordance with Subsection 4.(2)(c), to a height of not more than 2.2 m."

3. Section 18A of the said by-law, as amended, is further amended by adding a new Subsection 18A.(41), to read as follows:

"18A. (41) The provisions of Subsection 18A.(1) shall not apply to temporary accessory business uses established within a tent in accordance with Subsection 4.(2)(c). Furthermore, notwithstanding Subsection 18A.(1), the number of required parking spaces may be temporarily reduced on any lot, to provide for a tent for temporary business uses established in accordance with Subsection 4.(2)(c)."

4. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this

day of

A.D. 1994

CITY CLERK

MAYOR

(1994) 9 R.P.D.C. 1, May 31  
CI-94-A

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF NO. 1094 UPPER SHERMAN AVENUE**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27A of the District Maps, appended to and forming part of By-law No. 6593, is amended,
  - (a) by changing from "AA" (Agricultural) District, to "C" (Urban Protected Residential, etc.) District.

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this                      day of                      A.D. 1994.

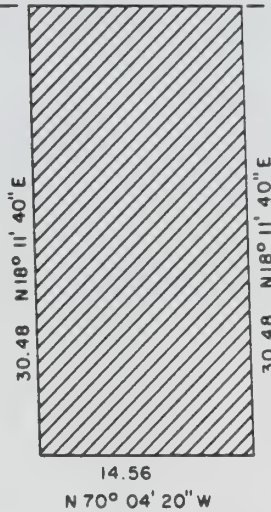
**CITY CLERK**

**MAYOR**

(1994) 9 R.P.D.C. , May 31  
Ashok Kumar, Owners  
ZAC-93-42

PARKWOOD CRESCENT

S.W. CORNER OF  
LOT 13 - PLAN 62M-512  
N 70° 04' 20" W  
14.56  
9.046



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"AA" (Agricultural) District to  
"C" (Urban Protected Residential,  
etc.) District.

North



Scale  
Not to Scale

Date  
MAY 1994

Reference File No.  
ZAC-93-42

Drawn By  
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF NO. 379 RYMAL ROAD EAST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District, to "C" (Urban Protected Residential, etc.) District.

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this

day of

A.D. 1994.

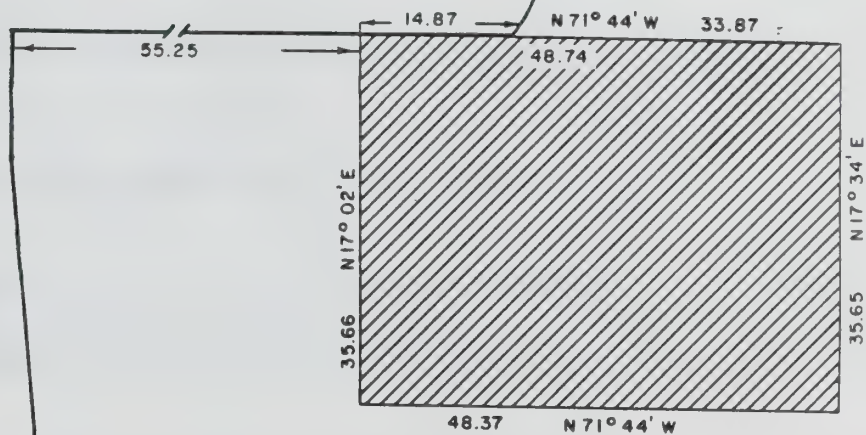
**CITY CLERK**

**MAYOR**

(1994) 8 R.P.D.C. , May 4  
Guy Amodeo, Owners  
ZAC-94-06

BORDEAUX COURT

REPUBLIC AVENUE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to  
"C" (Urban Protected Residential,  
etc.) District.

North



Scale  
Not to Scale

Date  
MAY 1994

Reference File No.  
ZAC-94-06

Drawn By  
Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT 819 UPPER PARADISE ROAD**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District regulations as contained in Section 10E of Zoning By-law No. 6593, applicable to the subject lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) not more than sixteen (16) single-family dwelling units shall be permitted; and,
- (b) notwithstanding Section 10E.(3) no building or structure shall exceed two storeys in height.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1329.

5. Sheet No. W-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law S-1329.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of                      A.D. 1994.

CITY CLERK

MAYOR

(1994) 10 R.P.D.C., June 28

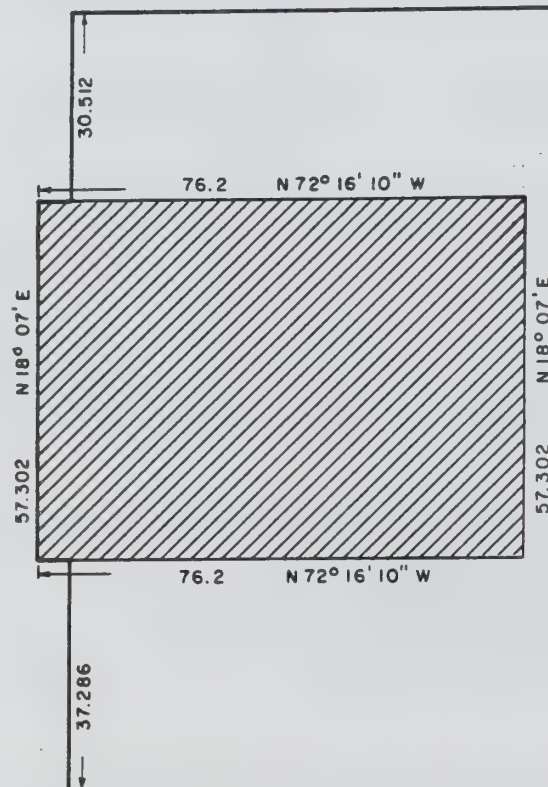
(1994) 9 R.P.D.C. 4, May 31

Homes by DeSantis Inc. (In Trust) Owner

ZAC-94-07

WINGFIELD PLACE

UPPER PARADISE ROAD



GEMINI DRIVE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ..... , 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to  
"RT-20" (Townhouse - Maisonette)  
District, modified.

North



Scale  
Not to Scale

Date  
MAY 1994

Reference File No.  
ZAC-94-07

Drawn By  
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT 185 ANNABELLE STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-17C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this

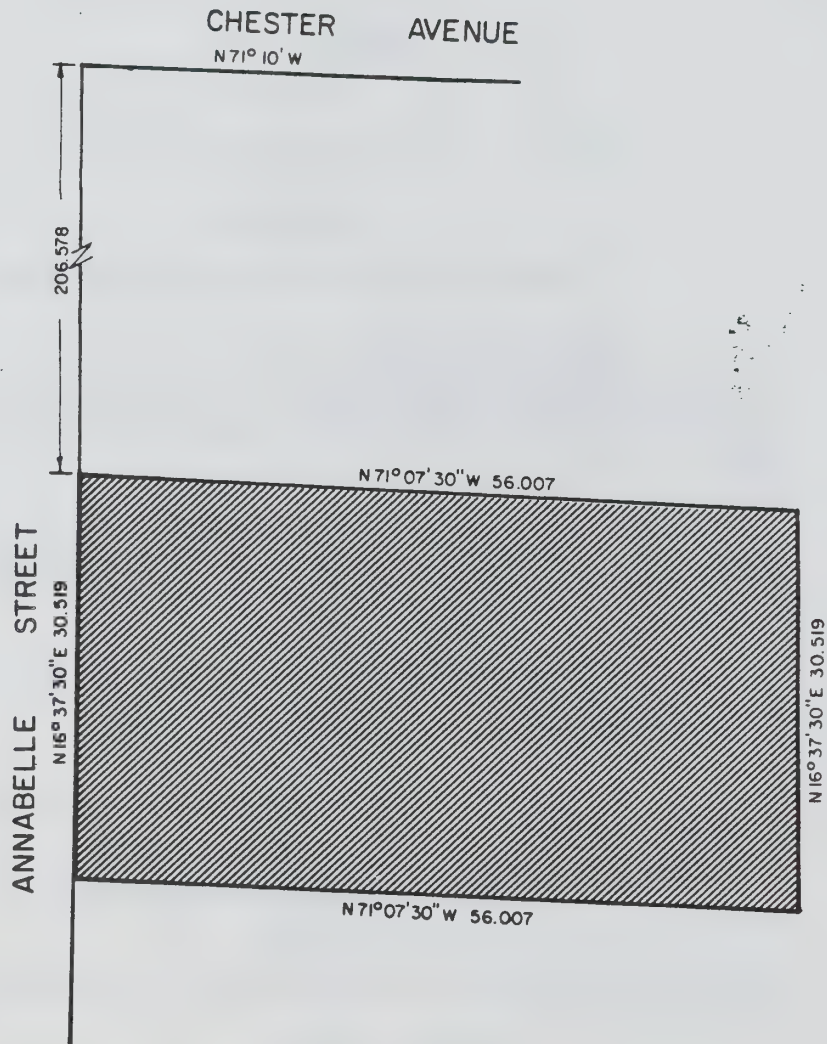
day of

A.D. 1994.

**CITY CLERK**

**MAYOR**

(1994) Item 1 of the 10th R.P.D.C., June 28  
Norman and Jacqueline MacInnis, owner  
ZAC-94-13



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"AA" (Agricultural) District to  
"C" (Urban Protected Residential,  
etc.) District.

North



Scale  
Not to Scale

Date  
JUNE 1994

Reference File No.  
ZAR-94-13

Drawn By  
E.C.



**BY-LAW NO. 94 -**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF JUNE A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            28th                            day of        June                            A.D. 1994

CITY CLERK

MAYOR



CA4 ON HBL AOS  
A31  
1994



**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1994 July 26  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

**A G E N D A**

**1. National Anthem.**

**2. Opening Prayer:**

*Father James Valk, C.R.  
Pastor of St. Joseph's Roman Catholic Church*

**3. Presentation:**

*Certificate of Recognition:*

*In memory of Bob Jaggard - Keep Hamilton Clean Committee*

**4. Minutes from the meeting held 1994 June 28.**

**5. Petitions and Correspondence**

**6. Reports of the Standing Committees:**

- (a) *Transport and Environment Committee*
- (b) *Parks and Recreation Committee*
- (c) *Planning and Development Committee*
- (d) *Finance and Administration Committee*
- (e) *City of Hamilton Licensing Committee*
- (f) *Report of His Worship Mayor Robert M. Morrow*



7. *Notices of Motion for Next Meeting*
8. *First Reading of the Bills*
9. *Second Reading of the Bills - Committee of the Whole*
10. *Third Reading of the Bills*
11. *Question Period*
12. *Adjournment.*





# **MINUTES**



1994 June 28

Minutes of Hamilton City Council  
Tuesday, 1994 June 28  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor R. Morrow  
Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino,  
Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Absent: Alderman Cooke, vacation

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

Samantha Amog sang The National Anthem.

\* \* \* \* \*

Reverend Canon David Blackwood, St. Luke's Anglican Church led Council in prayer.

\* \* \* \* \*

Mayor R. M. Morrow introduced a delegation from the Town of Racalmuto in Sicily, Italy and the following guests were introduced to the Council: Salvatore Petrotto, Mayor, Rita Burruano, President for Local, Luigi Pinsilli, Controller, Giovanni Salva, Alderman and Luigi Iannelli, Alderman. The purpose of their visit is twofold, as a cultural exchange to their twin City of Hamilton and to attend the "Racalmuto Maria S S Del Monte Festival".

\* \* \* \* \*

John Michaluk, President and CEO, Neil Lumsden, Vice-President, Marketing and Sales, Marvin Caplan, President, Downtown B.I.A. were present on behalf of the Tiger-Cat Football Club to promote the 1994 football season. They encouraged all business's and residents to support the Tiger Cats.

\* \* \* \* \*

## PRESENTATIONS

Mayor R. M. Morrow presented Certificates of Recognition to the following:

- (a) Reverend Canon David Blackwood
- (b) Dr. Maria Gabriella Gambacurta, Italian Vice-Consul
- (c) Hamilton Transway Girls' Basketball Club, Doug Harrison, Co-ordinator
- (d) Italian Canadian Community Involvement Incorporated, Marina Spitale, President  
Mary Melfy
- (e) St. Jean D. Brefeuf Braves Senior Boys' Volleyball Team  
Jos Nederveen, Head Coach  
Chris Fox, Principal  
Nancy Castura, Team Co-ordinator
- (f) Cleveland Bryan  
Founder of Bryan's Taekwon-do
- (g) Clean World Award to the Keep Hamilton Clean Committee, Ron Volterman, Chairperson  
and Evelyn Principato, Vice-Chairperson
- (h) Robert Van Kleef Taxi Industry Professional Awards and Trophy to:  
Peter Eldridge, Executive Administrator/Contributor of the Year  
Gerrard MacDonell, Dispatcher/Call Taker of the Year  
Michael Bernier, Cab Drive of the Year.

Mayor R. M. Morrow presented on behalf of the Lieutenant Governor of Ontario the Seniors Achievement Award to Isabella Brailley and Gwen Lee.

## ADOPTION OF MINUTES

The minutes of the meetings held 1994 May 31, June 7 and June 21 were adopted as circulated.



**CORRESPONDENCE**

1. Application dated 1994 June 1 from Constantine, Anna, Mark and Victoria Skypas and Andrew and Irene Dabrowski, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located at the rear of No. 144 Limeridge Road East (south of the proposed Red Hill Expressway and west of Colin Crescent).

**Received.**

2. Application dated 1994 June 8 from Frank Ricci, Hamilton, Ontario for a change in zoning from "HH" (Restricted Community Shopping and Commercial) District to "DE-3" (Multiple Dwellings) District, modified for lands at No. 2535 King Street East, Hamilton, Ontario.

**Received.**

3. Letter dated 1994 June 13 from Ashok Kumar, Hamilton, Ontario requesting a delay to the passing of By-law for ZAC-93-42 for property at the rear of 1094 Upper Sherman Avenue pending OMB decision on ZAC-93-43 for property at the front of 1094 Upper Sherman Avenue, Hamilton, Ontario.

**Referred to the Planning and Development Committee.**

4. Letter dated 1994 June 28 from Yachetti, Lanza and Restivo, Barrister and Solicitors respecting the rezoning of property located at Rymal Road and Garth Street.

**Received.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, and the Nominating Committee be now considered in Committee of the Whole with Alderman D'Amico in the chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - TENTH REPORT</b>
---

**Section 12 Re: South leg of King Street.**

It was moved by Alderman Merling and seconded by Alderman Eisenberger that Section 12 of the NINTH Report for Transport and Environment Committee for 1994 be amended to add the following as sub-section (d):

- (d) That the above noted reconstruction project be approved subject to the appropriate watermain repairs being undertaken by Regional Council; and that the barrier free policy be adhered to; and further that the abutting property owners and business's be consulted.

**CARRIED.**

\* \* \* \* \*

**Section 12 Re: South leg of King Street as amended.**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Jackson. -1.

**CARRIED.**

\* \* \* \* \*

**Section 20 Re: Annual Overload Permit - Gordon James**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps. -1.

**CARRIED.**

<p><b>PARKS AND RECREATION COMMITTEE - TENTH REPORT</b></p>
---

**Section 9 Re: Selling of alcoholic beverages in Parks.**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Jackson. -1.

**CARRIED.**

\* \* \* \* \*

**Section 29 (b) Re: Installation of 520 seat mobile bleachers - Ivor Wynne Stadium**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Eisenberger. -1.

**CARRIED.**

\* \* \* \* \*

**Section 29 (d) Re: Application by the Hamilton Tiger-Cat Football Club for beer at Tiger-Cat football games at Ivor Wynne Stadium**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Eisenberger, D'Amico, Ross. -8.

NAYS: Aldermen Kiss, Copps, Wilson, Agostino, Charters, Jackson, Merling, Anderson. -8. **LOST.**

\* \* \* \* \*

**Section 30 Re: Rotary Community Service Project - Rail to Trail Maintenance**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Wilson. -1. **CARRIED.**

<p><b>PARKS AND RECREATION COMMITTEE - ELEVENTH REPORT</b></p>
--

**Section 1 Re: Contemporary Leisure Canada Inc. - Operate the Chedoke Twin Pad Arena**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Copps, Agostino, Eisenberger, Anderson, D'Amico, Ross. -11.

NAYS: Aldermen Kiss, Wilson, Charters, Jackson, Merling. -5. **CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - TENTH REPORT**

**Section 2 Re: O.P.A. No. 126 - 44 Greendale Drive**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson. -14.

NAYS: Aldermen D'Amico, Ross. -2.

**CARRIED.**

\* \* \* \* \*

**Section 7 (a) Re: By-law 78-113 - Retaining walls**

It was moved by Alderman Drury and seconded by Alderman Kiss that Appendix "G" referred to in Section 7 (a) of the TENTH Report of the Planning and Development Committee for 1994 be amended by replacing it with a revised Appendix "G" in order to add to the Fifth Section as follows:

5. "or, if necessary, a collateral mortgage registered on title," **CARRIED.**

\* \* \* \* \*

**Section 10 (a) and (b) Re: Demolition Permit - 131 Forest Avenue and 137 Forest Avenue**

It was moved by Alderman McCulloch and seconded by Alderman Agro that section 10 (a) and (b) of the Tenth Report of the Planning and Development Committee be referred back.

**CARRIED.**

\* \* \* \* \*



**Section 22 (b) Re: Bill C-29: A By-law to amend Zoning By-law No. 6593 respecting Lands located at the rear of 1094 Upper Sherman Avenue.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 22 (b) of the TENTH Report for 1994 of the Planning and Development Committee respecting Bill C-29 for lands located at the rear of 1094 Upper Sherman Avenue, be referred back to the Planning and Development Committee. **CARRIED.**

<b>FINANCE AND ADMINISTRATION COMMITTEE - TENTH REPORT</b>
--

**Section 37 Re: Reconstruction - South leg of King St. between John and Hughson Streets**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Charters, Anderson, D'Amico. -11.

**NAYS:** Alderman Jackson. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Charters and seconded by Alderman Jackson that Rule No. 8 of the City's Procedural By-law be invoked for this meeting of City Council in order to allow consideration of a recommendation respecting the awarding of street vendor locations for the balance of 1994. **CARRIED.**

\* \* \* \* \*

**Section 43 Re: Street Vendor locations**

It was moved by Alderman Charters and seconded by Alderman Jackson that the following be added as Section 43 of the TENTH Report for 1994 of the Finance and Administration Committee:

43. That Street Vendor locations be awarded for the balance of 1994 to the successful proponents, one cart per location, as listed, subject to confirmation of the following:

- a) the products offered for sale are approved by the Hamilton-Wentworth Regional Health Department; and,
- b) the proposals/bids remain unchanged following the review by the Health Department; and,
- c) the proponent enters into a legal agreement satisfactory to the City Solicitor.

<u>NAME</u>	<u>CART LOCATION</u>	<u>PRODUCT</u>	<u>FEE</u>
Helen Pawlowski	S/W Corner of King & James	Sausage/Hot Dogs/Soft Drinks	\$1,200
Hanna & Krzysztof Zarzycki	Court House	Sausage/Hot Dogs/Soft Drinks	\$ 500
Ewa & Edward Cawricz	Stelco Tower	Sausage/Hot Dogs/Soft Drinks	\$1,200
"Willy Dog"	City Hall Forecourt	Sausage/Hot Dogs/Soft Drinks and other products subject to Health Dept. approval	\$1,501
"StrEATables" Vending	Pier 4 Park	Sausage/Hot Dogs/Soft Drinks	\$1,000
"StrEATables" Vending	Dundurn Park (Pavilion area)	Sausage/Hot Dogs/Soft Drinks or Ice Cream	\$ 250
"StrEATables" Vending	N/E Corner James & Wilson	Ice Cream	\$ 150
"Mocha Moments"	Standard Life Bldg. (King & Bay)	Gourmet Coffee, Cappuccino, Espresso	\$ 250

#### **Recorded vote on Cart Location for Court House and City Hall Forecourt**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Copps. -1.

**CARRIED.**

**CITY OF HAMILTON LICENSING COMMITTEE - THIRD REPORT**

**NOMINATING COMMITTEE - SECOND REPORT**

**ACTING MAYOR FOR THE MONTH OF JULY, 1994**

It was moved by Alderman Kiss and seconded by Alderman Eisenberger that Alderman D. Drury be appointed Acting Mayor for the month of July, 1994. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee and the Nominating Committee, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico. -16.

NAYS: -0. **CARRIED.**

**BILLS**

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills be now read a first time:

A-37, A-38, A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46.  
C-28, C-30, C-31, C-32.  
D-22.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that Council move into Committee of the Whole to consider the following Bills, with Alderman D'Amico in the chair. (second reading).

A-37, A-38, A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46.  
C-28, C-30, C-31, C-32.  
D-22.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the Report of the Committee of the Whole on the following Bills, be adopted:

A-37, A-38, A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46.  
C-28, C-30, C-31, C-32.  
D-22.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Drury that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-37, A-38, A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46.  
C-28, C-30, C-31, C-32.  
D-22.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**



1994 June 28

\* \* \* \* \*

City Council then adjourned at 11:05 o'clock p.m.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Drury, Copps, Wilson, Agostino, Eisenberger,  
Charters, Jackson, D'Amico, Ross. -11.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

Taken as read and approved.

**MAYOR R. M. MORROW**

J. J. Schatz, City Clerk  
1994 June 28

JJS/dg



Petitions and Correspondence:

1. Petition received 1994 July 4 requesting declaration of Lesbian and Gay Pride Day and Lesbian and Gay Pride Week.

**Recommendation:**                      **Be Referred to Finance and Administration Committee.**

2. Memorandum dated 1994 July 22 from the Mayor's Office respecting letter/petition and phone calls received in opposition to the declaration of Lesbian and Gay Pride Day.

**Recommendation:**                      **Be Referred to Finance and Administration Committee.**

3. Application dated 1994 July 20 from the Municipal Non Profit (Hamilton) Housing Corporation, City Hall, Hamilton, Ontario for modifications to the "H" (Community Shopping and Commercial, etc.) District regulations (Block "1" and to the "D" (Urban Protected Residential - One and Two - Family Dwellings etc.) District regulations (Block "2"), for lands located at No. 384 Barton Street East and No. 109 Smith Avenue, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

4. Application dated 1994 July 11 from Chedoke Health Corporation (Murray Halpren, Vice President, and Sandra Stephenson, Director), Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1"), "A" (Conservation, Open Space, Park and Recreation) District (Blocks "2" and "4") and "R-4" (Small Lot Single - Family Dwellings) District, (Block "3") for lands located between Scenic Drive and Chedmac Drive, west of Rice Avenue, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

5. Letter dated 1994 July 14 from Tony Matthews, Chairman of Tenant and Relations Committee, Hamilton Senior Citizens Apartments Ltd., re: 255 King Street West regarding Noise Complaints.

**Recommendation:**                      **Be Referred to Transport and Environment Committee and the Chief of Police.**



6. Letter dated 1994 July 21 from the Regional Municipality of Hamilton-Wentworth regarding the Solid Waste Management Strategic Plan.

**Recommendation:**            **Be Referred to Transport and Environment Committee.**

7. Letter dated 1994 July 21 from the Regional Municipality of Hamilton-Wentworth regarding the Provincial 3R's and CFC Regulations.

**Recommendation:**            **Be Referred to Transport and Environment Committee.**

8. Letter dated 1994 July 19 from Tony Aceti, President, Aceti's Restaurant and Tavern Ltd., Hamilton, Ontario regarding the patio at Aceti's Restaurant.

**Recommendation:**            **Be Received.**





1.

PETITION

To the Mayor and city council of Hamilton, we the undersigned (whether we be heterosexual, lesbian, gay or bisexual) support Joe Oliver's request that the city of Hamilton proclaim the last week of June as Lesbian/ Gay Pride Week, and July 3, 1994 as Lesbian/ Gay Pride Day.

We also understand the difficulties experienced by gay people in a largely heterosexual society, and understand the need for greater public education. We therefore support the move to donate \$5000 to the Hamilton Public Library system so that it may purchase gay related educational material.

Therefore, we the undersigned request that the Mayor and city council of Hamilton declare July 3, 1994 Lesbian/ Gay Pride Day, and the last week of June as Lesbian/ Gay Pride Week. With this declaration, we encourage the council of Hamilton to donate \$5000 to the Hamilton Public Library system so that it may purchase Lesbian/ Gay educational materials. We also support the annual declaration of Lesbian/ Gay Pride Day (normally the last Sunday of June).

Name (please print) Address (please include postal code) Signature

Lisa Sali 130 Autumn Hill cres Kitchener Lisa Sali

Mark Castro 64 Kensington Ave Kit. 12P

SHAWN MCPAY 210 266 Overlea, Kitch

JOHN SMYTH 156 Roy n

Angus Cairns

KEVIN BEECH

Chait

Don

6 SAMPLE PAGE OF PETITION CONTAINING APPROXIMATELY 450 SIGNATURES.

11 COPY OF PETITION CAN BE OBTAINED FROM THE CITY CLERK.

5-5 GILDER, KITCHENER ON. N2G 2H2

Mark Ross 103 Boston Cres Hay out

Wayne Green 708 Waverley

Derek Scott 128 Grant

Brenda Lauzon 119 Bay St South #2 Burlington



ROBERT M. MORROW  
MAYOR



2.

July 22nd, 1994

MEMO TO: Mr. Joe Schatz  
City Clerk

FROM: Mr. Dennis Carson  
Executive Assistant  
to the Mayor

RE: Letters, petitions and phone messages supporting the Mayor's decision not to proclaim  
Gay and Lesbian Pride Week

For the information of Members of Council, I wish to advise the Mayor's Office has received letters, petitions and phone calls from over 500 persons supporting the Mayor's decision not to declare Gay and Lesbian Pride Week.

DAC:tt

*File*



City Hall  
71 Main Street West, Hamilton, Ontario Canada L8N 3T4  
Telephone: (905) 546-2790  
Fax: (905) 546-3915 546-2448 (TDD Only)



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

JUL 20 1994

Planning and Development Department  
71 Main Street West, Hamilton, Ontario L8N 3T4  
(905) 546-4221 Fax (905) 546-4202  
TDD - 546-2448

Refer to File No  
Attention of **ZAC-94-18**  
Your File No.

July 20, 1994

Mr. J. J. Schatz  
City Clerk

Dear Sir:

Re: Request for zoning application 94-18 modifications to the "H" (Community Shopping and Commercial, etc.) District regulations (Block "1") and to the "D" (Urban Protected Residential - One and Two - Family Dwellings etc.) District regulations (Block "2"), for lands located at No. 384 Barton Street East and No. 109 Smith Avenue.

In accordance with established procedure, a copy of the above application, received in this office is forwarded for the attention of City Council.

Yours truly,

V.J. Abraham, M.C.I.P.  
Director of Local Planning

/cg



JUL 12 1994



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Planning and Development Department  
71 Main Street West, Hamilton, Ontario L8N 3T4  
(905) 546-4221 Fax (905) 546-4202  
TDD - 546-2448

Refer to File No  
Attention of **ZAC-94-19**  
Your File No.

July 11, 1994

Mr. J. J. Schatz  
City Clerk

Dear Sir:

Re: Zoning Application 94-19 for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1"), "A" (Conservation, Open Space, Park and Recreation) District (Blocks "2" and "4") and "R-4" (Small Lot Single - Family Dwelling) District, (Block "3") for lands located between Scenic Drive and Chedmac Drive, west of Rice Avenue.

In accordance with established procedure, a copy of the above application, received in this office is forwarded for the attention of City Council.

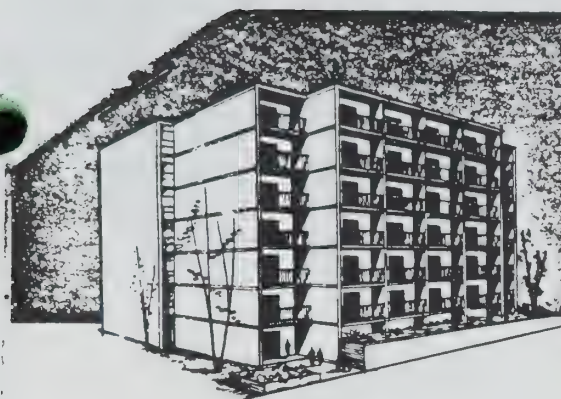
Yours truly,

V.J. Abraham, M.C.I.P.  
Director of Local Planning

/cg



5.



## HAMILTON SENIOR CITIZENS APARTMENTS LIMITED

800 - 255 KING STREET WEST  
HAMILTON, ONTARIO L8P 1A8

July 14, 1994.

City of Hamilton,  
71 Main Street West,  
Hamilton, Ontario.  
L8N 3T4

*Received July 14/94*  
*[Signature]*

ATTENTION: City Clerk, Joe Schatz

RE: NOISE COMPLAINTS AFTER 11:00 P.M.

Dear Joe:

As per our recent phone conversation, I have enclosed a petition from tenants of our non-profit Seniors Apartments at 255 King St. W. (near Hess & King) regarding the continual noise problems occurring in this neighbourhood from 11:00 p.m. to 4:30 a.m. from several sources.

Specifically rear patios from restaurant establishments on Hess St. (east side) have frequently been the source of loud music and talk past 11:00 p.m. to 1:00-1:30 a.m. As well, the Tim Horton's location on King W. (just east of the building) has been a source of early morning (2:00-4:00 a.m.) noises from a group of motorcycles. Most recently, the new tenants of 243 King St. W., have been a loud source of noise (drums, music, voices (loud)). The most recent incident at this location was the early morning hours (from 1:30 a.m. - 4:30 a.m.) on July 14th, 1994.

These sources of noise are proving to be a detriment to the quality of life to the tenants of the Aubrey Jones Apartments. We have experienced a loss of tenants recently related to the noise issue and have been informed others are considering moving as well.

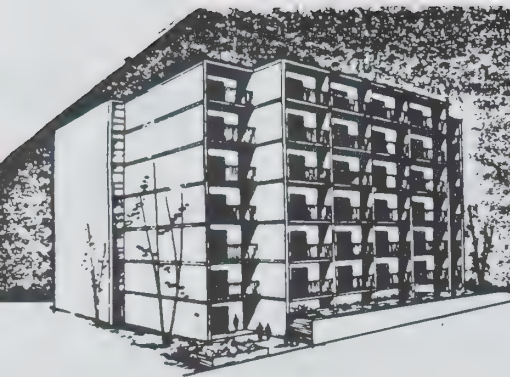
We have made our tenants aware of the current noise by-law and who to reach to have it enforced. We have had a discussion with your staff in that department who have said it is difficult to respond to at these hours but they would follow up the next day. If a continual problem they indicated they could respond with special effort to come by in the evening.

When the police have been contacted the remarks from tenants indicates a lack of response or effort of a timely fashion.

continued.....







## HAMILTON SENIOR CITIZENS APARTMENTS LIMITED

800 - 255 KING STREET WEST  
HAMILTON, ONTARIO L8P 1A8

July 14, 1994.

Page 2  
City Clerk, Joe Schatz

We realize there are budgetary restraints on all levels of government and that this impacts the ability to respond and prioritization processes are utilized. However, due to the constant level of complaints from so many tenants, the repeated lack of concern for others quality of life by certain parties, and, the frustration level experienced by our tenants we are requesting immediate monitoring of the noise levels in this area and strict enforcement of the noise by-law so our tenants have a measure of peace and quiet between the hours of 11:00 p.m. to 7:00 a.m. that they may enjoy the privacy of their apartments for the simple yet essential aspects of life like a good nights sleep.

We await a prompt reply and action plan to ensure these citizens can enjoy their rights.

Sincerely,

Tony Matthews  
Chairman of Tenant & Relations Committee, 664-5654  
Hamilton Senior Citizens Apartments Ltd.

c.c. V. Agro  
B. McCullough  
G. Couture, Seniors Association



6.



# REGIONAL MUNICIPALITY OF HAMILTON

Office of the Clerk

OFFICE OF THE CITY CLERK

Robert C. Prowse, Clerk  
Michael A. Rallo, Deputy Clerk

July 21, 1994

JUL 21 1994	
REC. BY <i>MP</i>	DATE
REF'D. TO	DATE
REF'D. TO	DATE
REF'D. TO	DATE
ACTION: <i>CC - ref to T&amp;E</i>	

Mr. Joseph J. Schatz  
Clerk  
City of Hamilton  
71 Main Street West  
2nd Floor  
Hamilton, Ontario  
L8N 3T4

Dear Mr. Schatz:

Regional Council at its meeting held Tuesday, July 19, 1994, approved Item 13 of the Environmental Services Committee Report 8-94, as follows:

**13. Solid Waste Management Strategic Plan (ENV 94-064)**

- a) That a copy of Report ENV 94-064 be forwarded to all area municipalities and the Regional Environmental Advisory Committee (REAC) requesting their comments;
- b) That these comments be submitted to the Regional Clerk, for inclusion in the August 9, 1994 agenda of the Environmental Services Committee. Item 4.3

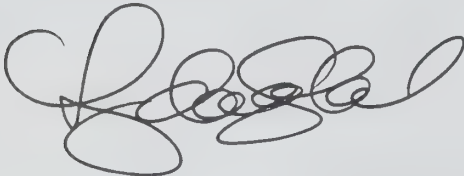
Attached for your information, please find a copy of staff report ENV 94-072 entitled "Solid Waste Management Strategic Plan" which is the background material respecting this item. Could you please ensure that any comments are forwarded to my attention by no later than Friday, July 29, 1994, for inclusion in the Environmental Services Committee Agenda for the meeting scheduled to be held on Tuesday, August 9, 1994.



Page - 2 -

Should you have any questions or concerns respecting this item, please do not hesitate to contact our office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Lynda Sohal', with a large, stylized initial 'L'.

Lynda Sohal (Ms.)  
Legislative Assistant

LS/

attach.

c.c. Mr. P.J. Halliday, Senior Director, Environmental Services Department



# REGIONAL MUNICIPALITY OF HAMILTON

7.

Office of the Clerk

Robert C. Prowse, Clerk  
Michael A. Rallo, Deputy Clerk

July 21, 1994

Mr. Joseph J. Schatz  
Clerk  
City of Hamilton  
71 Main Street West  
2nd Floor  
Hamilton, Ontario  
L8N 3T4

OFFICE OF THE CITY CLERK	
JUL 21 1994	
REC. BY <i>sm</i>	DATE
REF'D. TO	DATE
REF'D. TO	DATE
REF'D. TO	DATE
ACTION: <i>C.C. - ref to TSE</i>	

Dear Mr. Schatz:

Regional Council at its meeting held Tuesday, July 19, 1994, approved Item 2 of the Environmental Services Committee Report 8-94, as follows:

**2. Update re: Provincial 3R's and CFC Regulations (ENV 94-071)**

That Report ENV 94-071 be forwarded to all area municipalities for their information.

**Item 2.2**

Attached for your information, please find a copy of staff report ENV 94-071 entitled "Update re: Provincial 3R's and CFC Regulations" which is the background material for this item.

Should you have any questions or concerns respecting this item, please do not hesitate to contact our office.

Yours truly,

Lynda Sohal (Ms.)  
Legislative Assistant

LS/

attach.

c.c. Mr. P. J. Halliday, Senior Director, Environmental Services Department





8.

1491 Main Street East

Hamilton, Ontario L8K 1C9

(905) 545-0544 or (905) 545-0484

Mayor Bob Morrow  
and Members of City Council

July 19, 1994

Patio Aceti's Restaurant

Mayor Morrow:

*I would ask that the recommendation on the patio extension at my restaurant be referred back to the Transportation and Environment Committee, in that a number of statements made at the meeting were completed erroneous and I was not given a chance to properly explain the reasons the patio was extended.*

*The most important issue not brought forward is the fact that the number of seats (48) will not increase from the number already approved in 1984. The additional space is for the comfort of the patrons and easier movement for our waitresses. Because we are not increasing the number of seats this extension will have no additional effect on traffic and parking problems the neighbours claim will happen if the patio extension stays.*

*I would like to formally apologize to you and Members of City Council for not following proper procedures before building the extension, and not being aware that a building permit was required is no excuse. We made a mistake and are asking that City Council show some compassion and allow the extension to remain, which is extremely vital to the continuing success of our business.*

*For your information, I do not disagree with my neighbours that there is a problem and I will be agreeable to work with them, the Ward Alderman and the Parking Authority to resolve this problem.*

*If this item is referred back, I would like to make a formal presentation to the Committee.*

Yours very sincerely,

Tony Aceti  
President

Aceti's Restaurant & Tavern Ltd.





## REPORTS



1994 July 26

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **TENTH** Report for 1994 and respectfully recommends:

1. That the application of Aceti's Restaurant at 1491 Main Street East, to extend the existing outdoor boulevard cafe on Barons Avenue North be denied and that the applicant be instructed to remove the encumbrance from the City road allowance.
2. (a) That the application of International Village B.I.A. to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, every Sunday and statutory holiday from July 26, 1994 to October 16, 1994, for a street market, be approved, subject to the following conditions:
  - (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and the Region of Hamilton-Wentworth as added insureds, with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iv) That all barricading be supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services at the expense of the applicant; and,
  - (vi) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,

1994 July 26

- (vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
  - (b) That Council be authorized to adopt a By-law to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, every Sunday and statutory holiday from 8:00 am to 6:00 pm from July 31, 1994 to October 16, 1994.
- 3.
- (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-law to stop up, close and sell the East/West Alley adjacent to #13 Walnut Street North, from Walnut Street North to 34.83m Westerly; and,
  - (b) That the Applicant register a reference plan prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and that it delineate the manner in which the closed portion is to be distributed to the abutting owner, and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor; and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act; and
  - (d) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law, pursuant to Section 301 of the Municipal Act, R.S.O. 1990; and,
  - (e) That the applicant provide an easement to Hamilton Hydro-Electric System for their existing plan within the closure area; and,
  - (f) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners; and,

1994 July 26

4.
  - (a) That the Tree Planting - Bare Root Centre No. 60404 and the Tree Planting - Large Caliper Centre No. 60402 item lines in the Public Works Department Streets Budget, not be considered as possible reduction packages during the 1995 current budget submissions so that the City of Hamilton can be eligible for an equal cost sharing program up to \$100,000.00 sponsored by Green Streets Canada - Municipal Tree Planting Recognition Program; and,
  - (b) That the Mayor and City Clerk be authorized on behalf of City Council to enter into an agreement with Tree Plan Canada (Green Streets Canada) confirming the City's commitment to the program in accordance with criteria attached in Appendix "A"; and,
  - (c) That the Law Department be authorized to prepare any required documentation relative to the City of Hamilton's involvement in the Tree Plan Canada (Green Streets Canada) program.
5.
  - (a) That the construction of a combined sidewalk and curb on the south side of Brock Street from John Street to approximately 24m east of Hughson Street (frontage of 10 Brock Street) proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of \$27,800 with a City's Share of \$21,568.00 and an Owner's Share of \$6,232.00 all as provided in the 1994 portion of the 1994-2003 Capital Budget; and,
  - (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project, and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to construct these works once all the necessary approvals have been received.
6.
  - (a) That an Offer to Purchase (Highway Closure), duly executed by Hamilton Medical Arts Building, Limited (Zennon Kiss, President) on 1994 June 8, and scheduled to close within (30) days of completion of the conditions as set out in the Agreement, but in any event no later than 1995 August 3, for the sale of part of Lots 149, 150, 164 and 165 of the Plan of Subdivision known as George Hamilton Survey, Registered Plan 1431, having a frontage of 3.96 metres (13 feet) more or less, along the northerly limit of Young Street, by a length of 27.35 metres (89.75 feet) more or less, being irregular in shape and comprising a total area of 148.5 square metres (1,599 square feet) more or less, and designated as Part 7 on Plan 62R-12633 and lying directly east of municipal address 1 Young Street, Hamilton, be approved and completed, and the funds



1994 July 26

derived from this sale of \$35,000. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,

- (b) That the required deposit cheque is the amount of \$3,500. be held by the City Treasurer pending Council approval; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
7. (a) That the City of Hamilton renew the lease with Cara Operations Limited for the City owned lands on the north-west corner of Queenston Road and Kenora Avenue, known as 771 Queenston Road, along with a closed portion of Kenora Avenue, comprised of an area of 1,754 square metres (18,874 square feet) more or less, for the period 1993 December 10 to 1994 December 9, at a rental rate of \$19,440. per annum, plus realty taxes (\$8,294.14 for 1994) and that revenue from this rental location be credited to the Account No. CH 44104 31106 (Civic Properties Rented -Rentals); and,
- (b) That the City Solicitor be authorized to prepare the necessary lease agreement for this location; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the Lease Agreement.
8. (a) That transfer of a berm easement to the Regional Municipality of Hamilton-Wentworth, located along the rear of 293 Limeridge Road West, shown as Part 1 on Plan 62R-2525, containing 5,250 square feet (487.73 square metres) more or less, be approved; and,
- (b) That the City Solicitor be directed to prepare all the necessary documents to effect this transfer.
9. That the application of The Endfield Group, formerly Grindstone Properties Ltd., to amend the existing encroachment agreement for 18-24 James Street South, to include the widening of the existing raised driveway to measure 5.0m and to erect and maintain a retaining wall measuring 8.80m x 0.6m, encroaching onto the MacNab Street South road allowance, be approved during the pleasure of Council provided:
- (a) That the owner enter into an amended agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services

1994 July 26

to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

(c) That the applicant pay a first year fee of \$252.

10. That the application of M. and R. Belliveau, owners of 252 Beechwood Avenue, to erect and maintain steps measuring 1.20m x 0.95m, encroaching onto the Beechwood Avenue road allowance, be approved during the pleasure of Council provided:

(a) That the owners enter into an agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

(c) That the applicant pay a first year fee of \$252. and an annual fee of \$20.

11. That the application of the St. Naum of Ohrid Macedonian Orthodox Church (235 Kensington Avenue North, Hamilton) to display a promotional banner across Main Street West in front of City Hall from August 29, 1994 to September 5, 1994, with the message "Sept. 2-5 - 20th Annual Convocation of the American Canadian Macedonian Orthodox Church Diocese", be approved.

12. (a) That the following City lands be incorporated into the streets as noted in Appendix "B":

Limeridge Road	Parts 1,3,4	Plan 62R-8083
Upper Paradise Road	Part 6	Plan 62R-12388
Acadia Drive	Part 4	Plan 62R-11281
Butler Drive	Part 5 and Part 3	Plan 62R-11281 Plan 62R-11281

(b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council; and,

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- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-Laws.
- 13. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreement with the Owners for the estimated costs of services in:

" DICENZO GARDENS - PHASE 5 ", Hamilton

City's Share \$ NIL

Owner's Share - \$ 30,996.; and,

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owners of "DiCenzo Gardens - Phase 5", Hamilton as well as any other related documents for this subdivision subject to the approval of the City Solicitor; and,
  - (c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,
  - (d) In the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided they enter into a standard agreement with the City of Hamilton for pre-servicing.
14. That the application of Cycle Hamilton to temporarily close Hess Street from King Street to Main Street, George Street from Queen Street to Ray Street and Ray Street from George Street to King Street on Monday August 1, 1994, from 10:00 am to 6:00 pm in order to hold the annual Hess Village Grand Prix Bicycle Race, be approved, subject to the following conditions;
- (a) That approval from Regional Police Services be received; and,
  - (b) That the applicant provide proof of \$3,000,000 public liability insurance, naming the Region and the City of Hamilton as an added insured party with a provision for cross liability, and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,



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- (d) That all barricading be supplied by and at the expense of the applicant; and,
  - (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer; and,
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
15. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of St. Mary's Church to close Sheaffe Street from Park Street easterly in order to hold a festival on Saturday July 2, 1994, from 4:00 p.m. to Sunday July 3, 1994, at 1:00 am, subject to the following conditions:
- (a) That approval from Regional Police Services be received; and,
  - (b) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and Region as an added insured party with a provision for cross liability, and holding the City and Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (d) That all barricading be supplied by and at the expense of the applicant; and,
  - (e) That "Temporary Road Closure" signs be installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,

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- (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and the expense of the event organizer; and,
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
  - (i) That a temporary exemption from Noise Control By-law 79-292 be granted to the applicant.
16. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the south side of Stacey Street between Columbia Drive and Laurier Drive; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
17. (a) That a "Permit Parking" regulation be implemented on the east side of William Street commencing at a point 63 feet north of Barton Street East and extending to a point 24 feet northerly therefrom; and,
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Ms. Linda Ezeleigh, 8 William Street; and,
- (c) That the City Traffic By-law 89-72 be amended accordingly.
18. (a) That the existing "One Hour Parking Time Limit, 8:00 am to 8:00 pm, Monday to Friday" regulation on the east side of Cathcart Street between Kelly Street and Cannon Street be revised such that the regulation is in effect 24 hours a day, seven days a week; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
19. (a) That a "No Parking" regulation be implemented on the south and east sides of National Drive commencing at Ellen Avenue and extending to a point 46 feet north of the north curb line of Derek Drive; and,



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- (b) That the City Traffic By-law 89-72 be amended accordingly.
- 20. (a) That a "No Parking" regulation be implemented on the south side of Dunsmure Road, commencing at a point 70 feet west of Garfield Avenue South and extending to a point 17 feet westerly therefrom; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 21. (a) That the existing "No Parking" regulation on the north side of Jackson Street East which commences at a point 120 feet east of Walnut Street South and extends to a point 44 feet easterly therefrom be lengthened such that the regulation commences at a point 120 feet east of Walnut Street South and extends to a point 68 feet easterly therefrom; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 22. (a) That the existing "Permit Parking" regulation on the south side of Holmes Avenue commencing at a point 115 feet west of Emerson Street and extending to a point 24 feet westerly therefrom be removed; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 23. (a) That a "Permit Parking" regulation be implemented on the west side of James Street North commencing at a point 124 feet north of Macauley Street West and extending to a point 20 feet northerly therefrom; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Walter Powless, No. 538 James Street North; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
- 24. (a) That a "Two Hour Parking Time Limit, 8:00 am to 6:00 pm, Monday to Saturday" regulation be implemented on the east side of Ray Street South between Main Street West and George Street; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 25. (a) That a "No Parking, 8:00 a.m. to 6:00 p.m., 7 days a week" regulation be implemented on the south side of Forest Avenue commencing at John Street South and extending to a point 128 feet westerly therefrom; and,

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- (b) That the City Traffic By-law 89-72 be amended accordingly.
- 26. (a) That a "Permit Parking" regulation be implemented on both sides of Wood Street West between MacNab Street North and James Street North; and,
  - (b) That the Director of Traffic Services be authorized to issue three parking permits to the residents of No. 32 Wood Street West and two parking permits per household to residents of Nos. 23 and 27 Wood Street West and one parking permit per household to residents of Nos. 9, 10, 15, 17, 18, 26, and 28 Wood Street West and any additional parking permits to a maximum of twenty-two on a first come first served basis to eligible residents in this block; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
- 27. (a) That the existing "No Parking" regulation on the east side of Pearl Street which commences at a point 90 feet south of Peter Street and extends to a point 31 feet southerly therefrom, be replaced with a "Permit Parking" regulation; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Eugene Miller, 74 Pearl Street; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly.
- 28. (a) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the north side of Whitney Avenue commencing at a point 266 feet east of Leland Street and extending to a point 42 feet easterly therefrom; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 29. (a) That northbound traffic on Douglas Street be required to stop for eastbound and westbound traffic on Mars Avenue; and,
  - (b) That the City Traffic By-law 89-72 be amended accordingly.
- 30. (a) That three-way stop control be implemented at the intersection of Rexford Drive and Astonwood Drive; and,

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- (b) That conditions at the intersection be reviewed following the installation of a traffic signal at the intersection of Stone Church Road and Upper Sherman Avenue; and,
  - (c) That the City Traffic By-law 89-72 be amended accordingly; and,
  - (d) That the intersection control at Rexford Drive and Astonwood Drive be reviewed in the future following the installation of a traffic signal at the intersection of Upper Sherman Avenue and Stone Church Road.
31. (a) That northbound traffic on Questor Court be required to stop for eastbound and westbound traffic on Quaker Crescent; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
32. (a) That the "Through Street" designation of Rice Avenue between Mohawk Road West and Sanatorium Road be removed; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
33. That the City Council endorse a recommendation of the Pedestrian Safety Advisory Committee that more policing is needed to enforce pedestrian safety in the City of Hamilton.
34. (a) That four-way stop control be implemented at the intersection of Beach Road and Rowanwood Avenue; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
35. (a) That an eastbound stop sign be erected on Cumberland Avenue at the westerly intersection of Sanford Avenue South; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.
36. (a) That four-way stop control be implemented at the intersection of Dunsmure Road and Melrose Avenue South; and,
- (b) That the City Traffic By-law 89-72 be amended accordingly.



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37. That enforcement in "No Stopping" areas adjacent to schools be provided without giving the motorists an opportunity to move their vehicles, at the request of the abutting school.
38. That \$2,400. be included in the 1994 operating budget for garbage pickup to cover the cost of three times per week pickup for 8 new litter containers in the area of the Westdale Village B.I.A.; and, further that the existing litter containers in the Westdale Village B.I.A. also be picked up three times per week.
39. (a) That the following initiatives of the Public Works Department be recognized as contributions to the Mayor's Downtown Renewal programme:
  - (i) The supply of floral plant material and planting of planters in the James Street North Business Area; and,
  - (ii) The supply and maintenance of 250 hanging baskets on King Street East and James Street South, in accordance with Hamilton-Wentworth Regional Council's direction; and,
  - (iii) The replacement of over 60 trees in hard surface areas within the downtown core, including new tree grates and paving stones, as required; and,
  - (iv) The removal of posters from poles, etc. on an on-going basis, in accordance with our by-laws; and,
  - (v) The cleaning, washing and painting of all garbage bins serving the downtown business community; and,
  - (vi) The re-initiation of efforts to join the redevelopment area east of Bay Street with Hess Village, through staff arranged meetings, between Downtown Hamilton BIA and International Village BIA, with a view to include discussions with the Sheraton Hotel, Lloyd D. Jackson Square, the Hess Village Association and the George Street Mall Authority; and,
  - (vii) The hosting of meetings with the Ward 2 Aldermen, Public Works Department staff, and business people within the area of James Street North and Barton Street to review various issues, including the benefits of forming Business Associations; and,

- (viii) The upgrading of streetlighting on James Street, between Vine and Main Streets and on King Street, between Wellington and MacNab Streets; and,
  - (ix) The provision of mechanical street cleaning services from Wellington to Bay Streets and Barton to Main Streets, on a 3 times-per-week schedule and manual sidewalk cleaning 7 days a week; and,
  - (x) The painting of poles in the downtown core on King Street, from James Street to Mary Street and on James Street, from Main Street to King William Street; and,
  - (xi) The upgrading of lighting in alleyways through the addition of 3 luminaires in the Downtown Hamilton BIA and 4 new luminaires in the International Village BIA; and,
- (b) That **consideration** be given in the 1995 Current Budget deliberations for expansion packages to provide enhanced services in the downtown core, as follows:
- (i) Treat all assumed alleyways in the Central Business District as roadways vis-a-vis snow removal and maintenance at an annual cost of \$105,000.; and,
  - (ii) Provide full sidewalk snow clearing services in the downtown core at an annual cost of \$55,000.
40. That the Director of Public Works be authorized to relocate the residential garbage collection from the alleyway between Cheever and William Streets from Birge to Barton to on-street collection.
41. That the Director of Public Works be authorized to initiate a modest campaign to inform the public of the benefits of recycling and home composting of grass clippings.
42. (a) That the application of the 805715 Ontario Ltd. to temporarily close Hess Street South between King Street and Main Street from 12:00 noon on Friday, 1994 August 19 to 11:00 p.m. on Sunday, 1994 August 21 for a Hess Village Bluefest, be approved, during the pleasure of City Council provided:
- (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$3,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,



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- (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iv) That all barricading be supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (vi) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer; and,
  - (vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
- (b) That the Committee provide direction to the Commissioner of Transportation/Environmental Services with regard to the application of the 805715 Ontario Ltd. to place a beer tent on the Hess Street South road allowance from 12:00 noon Friday, 1994 August 29 to 11:00 p.m. Sunday, 1994 August 21 for the Bluefest;

Should your Committee approve this request, it should be subject to the following conditions:

- (i) That approval from Regional Police Services be received; and,
- (ii) That the applicant provide proof of \$5,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

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43. That leave be granted to introduce the following Bills:

- (a) A-47 A By-law to incorporate Parts 1, 3 and 4, on Plan 62R-8083 into Limeridge Road
- (b) A-48 A By-law to incorporate Part 6, Plan 62R-12388 into Upper Paradise Road
- (c) A-49 A By-law to incorporate Part 4, Plan 62R-11281 into Acadia Drive
- (d) A-50 A By-law to incorporate Parts 3 and 5, Plan 62R-11281 into Butler Drive
- (e) A-51 A By-law for temporary closure of the portion of Ferguson Avenue between King Street and Rebecca Street
- (f) A-52 A By-law to amend By-law No. 89-72 to Regulate Traffic
- (g) A-53 A By-law to amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Tina Agnello  
Acting Secretary**

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Municipalities wishing to compete for Green Streets Canada funding must submit a proposal which provides the following minimum information (Proposals must meet these minimum requirements to receive further consideration):

- A description of past tree planting budgets and activities.
- Clearly demonstrate that tree planting and care and maintenance budgets are proportionate to the previous year's budget and that Green Streets Canada's contributions will increase an existing budget as well as the number of trees planted.
- An agreement to a 50-50 cost sharing, of which a maximum of 50% of the municipality's share may be in-kind contributions. Note: Costs for the ongoing care and maintenance of the trees is the municipality's responsibility. These costs cannot be included as part of the 50-50 cost sharing.
- A tree planting plan which demonstrates a commitment to the ongoing care and maintenance of the trees to be planted in this program.
- Technical expertise available for the program.
- A description of the involvement of volunteers, an explanation of how the program will have a positive impact on the community and increase the public awareness and understanding of the environmental benefits provided by trees. A description of the availability of educational events and/or materials focused on developing tree planting and care and maintenance skills and awareness of the role of trees within the community.
- Commitment to the planting, on a cost-effective basis, of all tree sizes, from seedlings to saplings to large trees.
- Written endorsement and commitment to the proposal by Council and by the Mayor, and accompanied by a Council resolution.

Proposals will be evaluated and funds awarded based on the following criteria:

- Technical soundness of the program.
- Cost effectiveness, reflecting a commitment to the planting of all tree sizes and a demonstration that additional trees are being planted as a result of Green Streets Canada assistance.
- Commitment to the ongoing long-term care and maintenance of the trees planted.
- Overall commitment by the Municipality to involving the community in its program and fostering educational and public awareness of tree planting within the community.

Inasmuch as this is a competition with limited funds, Municipalities of proportionate size will be evaluated against each other within six major geographic regions. Municipalities are encouraged to submit creative and unique suggestions for tree planting activities/events, volunteer involvement and educational opportunities.

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<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Limeridge Road	Part of Lot 9, Conc. 7, formerly township of Barton, designated as Parts 1, 3 and 4, on Plan 62R-8083	N/A	To complete the final width of Limeridge Road, in that area.	S609-01
Upper Paradise Road	Part of Lot 1, Conc. 1, in the geographic township of Glanford, designated as Part 6, Plan 62R-12388	N/A	To widen Upper Paradise by incorporating the daylighting into the street	S609-01
Acadia Drive	Part of Lot 1, Reg- istered Plan 909, designated as Part 4, Plan 62R-11281	N/A	To complete the final width of Acadia Drive in that area and provide access from Part 1, Plan 62R-10529 to Acadia Drive as established by City of Hamilton By-Law 90-262	S609-01
Butler Drive	Part of Lot 1, Reg. Plan 909, designated as Part 5, on Plan 62R-11281 and Part of Lots 1 and 2, Reg. Plan 909, designated as Part 3, on Plan 62R-11281	N/A	To complete the final width of Butler Drive in that area	S609-01









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## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **TWELFTH** Report for 1994 and respectfully recommends:

1. That the Gore Park Fountain Foundation under the auspices of the Head of the Lake Historical Society be permitted to install up to 6 small bronze, brass or stone plaques near the base of the fountain at Gore Park to recognize major donors.
2. That approval as required by Section 24 (1) and Section 11 (a) of Parks By-law 77-221, be given of the action taken by the Interim Director of Culture and Recreation in approving the sale of food and alcoholic beverages by the Canadian Football League, at Brian Timmis Stadium on 1994 July 14 and 15, subject to the following terms and conditions:
  - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted one week prior to the event naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up etc.); and,
  - (c) That alcoholic beverages be served in a confined area of the Stadium upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.

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3. That approval as required by Part 2, Section 8. of the Fireworks By-law No. 90-198, be given of the action taken by the Interim Director of Culture and Recreation in permitting the Eastmount Community Council to hold a Family Picnic and Neighbourhood "Family Style" Fireworks display on Eastmount Park, 1994 July 1, subject to the following terms and conditions:
  - (a) That proof of \$5 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, at least 20 days in advance, naming the Corporation of the City of Hamilton as named insured with a cross liability endorsement; and,
  - (b) That Eastmount Community Council agree to indemnify the Corporation of the City of Hamilton for any bodily injury or property damage caused by the fireworks display; and,
  - (c) That Eastmount Community Council comply with all Sections of the By-law 90-198.
4. That approval be given to waive the rental fee and staff overtime costs incurred for use of Mountain Arena by the Hamilton Firefighters Bedpush for Kids Committee to host Spaghetti Dinner and Casino Night 1994 to raise funds for the Burn Camp for Kids charity.
5. That the request from the Loyal Order of Moose to receive two complimentary golf passes for rounds of golf at Chedoke or King's Forest, be approved.
6. That the Mount Hamilton Youth Soccer Club "Friendship Games" Family Night at Huntington Park Recreation Centre have the rental fee waived and remit \$385. for staffing costs for the facility.
7. (a) That approval as required by Section 5 (b) and Section 11 (a) and (c) of the Parks By-law 77-221 be given of the action of the Interim Director of Culture and Recreation in approving the following:
  - i. Gourley Park Community Association to barbecue, sell food, beverages and crafts during their Canada Day Celebrations in Gourley Park on 1994 July 1; and,

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- ii. Hamilton Regional Indian Centre to barbecue during their Youth Initiatives Summer Program Walkathon at Gage Park on 1994 July 7; and,
- (b) That approval as required by Section 11 (c) of the Parks By-law 77-221 be given to the Central Park Improvement Committee to hold a fundraising Garage Sale in Central Park on Saturday July 23 and Sunday July 24; and,
- (c) That approvals for (a) and (b) above be subject to the following terms and conditions:
  - i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - ii. That the Gourley Park Community Association, the Hamilton Regional Indian Centre, the Central Park Improvement Committee comply with all sections of the Parks By-law 77-221.
- 8. (a) That approval, as required by Section 5 (b) of Parks By-law 77-221 be given to the following community associations for their 3rd annual National Night-Out:
  - i. Gage Park Neighbourhood Watch to barbecue and to use amplification equipment during National Night-Out Festival at Gage Park on 1994 August 1; and,
  - ii. Carter Park Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Carter Park on 1994 August 2; and,
  - iii. Landsdale Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Beemer Park on 1994 August 2; and,



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- iv. Hamilton Mountain and Glanbrook Neighbourhood Watch to barbecue and to use amplification equipment during National Night-Out Festival at Elmar Park on 1994 August 2; and,
  - v. Crown Point West Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Belview Park on 1994 August 4; and,
- (b) That the approvals for the above be subject to the following terms and conditions:
- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - ii. That the Carter Park Neighbourhood Watch, Landsdale Neighbourhood Watch and Crown Point West Neighbourhood Watch comply with all sections of the Parks By-law 77-221.
9. (a) That approval, as required by Section 5(b) and Section 11(a) of the Parks By-law 77-221, be given of the action taken by the Interim Director of Culture and Recreation for Mr. Tom Anderson to barbecue and sell food and beverages for the Golden Horseshoe Live Steam Day - 1994 July 1; and,
- (b) That approval, as required by Section 5(b) and Section 11(a) of the Parks By-law 77-221 be given to Tom Anderson to barbecue and sell food and beverages during the Golden Horseshoe Live Steamer Days (1994 August 21, September 25, October 16) and Ontario Model Locomotive Efficiency Trials (1994 September 11) at the Hamilton Museum of Steam and Technology; and,
- (c) That the approvals for (a) and (b) be given subject to the following terms and conditions:
- i. That the applicant assume responsibility for clean-up and any damages to the grounds; and,

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- ii. That as agreed a donation of \$.25 per non-beverage sale be given to the Hamilton Museum of Steam and Technology and the Golden Horseshoe Live Steamers; and,
  - iii. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City.
10. (a) That approval, as required by Sections 5 (b) and 11 (a) of the Parks By-law 77-221 be given to Harvey's Restaurant (The Krasic Group of Companies) to barbecue and sell food and beverages during the Children's Museum Birthday Party celebrations 1994 July 21 (rain date July 22); and,
- (b) That approval be subject to the following terms and conditions:
- i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - ii. That the applicant assume responsibility for clean-up and any damages to the park; and,
  - iii. That the Children's Museum received 25% of the gross sales.
11. That approval, as required by Sections 5 (b) and Section 11 (a) of the Parks By-law 77-221, be given to the Stoney Creek Lions Club to barbecue and sell food and beverages subject to the following terms and conditions:
- (a) That the applicant assume responsibility for clean-up and any damages to the grounds; and,
  - (b) That proceeds from food and beverage sales be used towards the volunteer appreciation barbecue; and,
  - (c) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City.

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12. That the recommendation approved by City Council on 1994 April 26 for St. Demetrios Church, Hellenic Community of Hamilton be amended to include, permission to sell alcoholic beverages on City property (viz. Minor Facilities - one baseball diamond, west side of Victoria Park) on the occasion of their Greek Festival, to be held 1994 July 26 to August 1, 12:00 noon to 11:00 p.m. at Victoria Park.
13. That approval be granted to The Living Rock Ministries to use Harbourfront Park to host the "Summer Jam '94", 1994 August 13 from 12:00 noon to 10:00 p.m., subject to the following terms and conditions:
  - (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided; and,
  - (b) That the applicant assume responsibility for all labour-related costs as a result of this event (i.e. set up, clean-up, etc.); and,
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.
14. That the recommendation approved by City Council on 1994 May 31 for Regional Municipality of Hamilton Wentworth to host Aquafest, 1994 July 22 - 24 be amended to include: permission as required by Section 20 of the Parks By-Law 77-221, to allow animals in the park.
15. That the recommendation approved by City Council on 1994 May 31 for Festitalia Corporation to host a Family Picnic on 1994 August 14 be amended to include: permission as required by Section 15, (5) and Section 20 of the Parks By-Law 77-221, to allow animals in the park.
16. That the Bruce Trail Association be permitted to establish a side trail at Mountain Drive Park.

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17. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of funding:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
a) 628650001	Land Acquisition Crown Point East	\$ 283,000.	\$ 283,113.62	(\$ 113.62)	- Reserve for Parklands
b) 628650003	Land Acquisition Crown Point West Neighbourhood	\$ 941,690.	\$ 941,682.21	\$ 7.79	- Reserve for Parklands
c) 628650007	Land Acquisition Corktown Neighbourhood	\$ 359,740.	\$ 359,733.52	\$ 6.48	- Reserve for Parklands
d) 628650008	Land Acquisition Stinson Neighbourhood	\$ 725,840.	\$ 725,777.02	\$ 62.98	- Reserve for Parklands
e) 628854003	Mountain Drive Park	\$ 100,000.	\$ 85,816.99	\$ 14,183.01	- Capital Levy
f) 628854004	T.B. McQuesten Park Development Study & Work	\$ 50,000.	\$ 49,947.17	\$ 52.83	- Reserve for Capital Projects
g) 628954001	Mohawk Sports Park Irrigation, Bleachers, etc. (1989)	\$ 400,000.	\$ 396,643.04	\$ 3,356.96	- Debentures - Reserve for Capital Projects
h) 629054017	Ivor Wynne Stadium Renovate & Repair (1990)	\$ 345,000.	\$ 345,314.36	(\$ 314.36)	- Debentures
i) 629154003	Chedoke Golf Course Repair Gabion Wall	\$ 60,000.	\$ 59,999.50	\$ 0.50	- Reserve for Capital Projects
j) 629054019	Construct Gage Park Facilities Building	\$ 464,130.	\$ 463,026.79	\$ 1,103.21	- Reserve for Capital Projects - Debentures - Insurance Recovery



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k) 629154008	Replace Artificial Turf Ivor Wynne Stadium	\$ 1,405,000.	\$ 1,304,786.88	\$ 100,213.12	- Reserve for Capital Projects
l) 629254009	Ivor Wynne Stadium Renovation & Repairs (1992)	\$ 101,000.	\$ 100,997.34	\$ 2.66	- Reserve for Capital Projects
m) 419154007	Pier 4 Park - Harbourfront	\$ 1,909,000.	\$ 1,909,000.	\$ 0.	- Reserve for Parkland - Provincial Grant
n) 419254001	Harbourfront Remediation Stage 1 -Province	\$ 7,688,620.	\$ 7,688,620.	\$ 0.	- Provincial Grant Interest Earned
o) 419254002	Pier 4 - Harbourfront Habitat Restoration	\$ 90,000.	\$ 90,000.	\$ 0.	- Federal Grant

18. That the City Clerk advise the Regional Clerk that the City of Hamilton is in favour of the construction of storm and sanitary sewers on Upper Sherman Avenue from approximately 350m south of Beaverton Drive to Rymal Road East and on Acadia Drive from approximately 243m south of Butler Drive to approximately 46m southerly as a local improvement under Section 11 of the Local Improvement Act.
19. (a) That pursuant to the regulations in effect under the Ontario Building Code, the City remove from circulation its current inventory of tents (one large, one small canopy) from circulation; and,
  - (b) That the tents be acquired immediately if funds can be identified through referral to the Finance and Administration Committee.
20. (a) That consistent with previous years, an amount of \$5,830. attached hereto as Appendix "A" be approved for the Annual Community Council Grants subsidy for 1994; and,
  - (b) That the Start-Up Community Council Grant subsidy in the amount of \$900. be approved; and,



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- (c) That an amount of \$2,500. be approved as the subsidy allocation for 1994 to assist with equipment rental costs, resulting from the Equipment Loan Program Policy; and,
- (d) That these expenditures be financed from the current budget Community Councils Account No. CH53102 70040.

21. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
a) 709041011	Twinning Mountain Arena	\$2,058,000.	\$2,057,000.	\$ 1,000.	Reserve for Capital Projects
b) 709254003	Bocce Court Development (1992)	\$50,000.	\$50,000.	0	Reserve for Parkland Projects
c) 709355011	Arena Retrofit Program -Feasibility Study	\$25,000.	\$15,000.	\$10,000.	Reserve for Capital Projects
d) 709252003	Playstructure Development (1992)	\$350,000.	\$281,000.	\$69,000.	Reserve for Parkland Projects
e) 709054020	McCulloch, Manson, Rosedale Bocci Courts	\$45,000.	\$48,000.	(\$3,000.)	Reserve for Capital Projects
<b>TOTAL</b>				<b>\$77,000.</b>	

- 22. (a) That the revenue and expenditure balances of the Program Accounts within the Culture and Recreation Department's operating budget be carried over to December 31, 1994, at which time, the Interim Director of Culture and Recreation in conjunction with the City Treasurer will report on the disposition of any surplus funds; and,
- (b) That the Interim Director of Culture and Recreation be directed to incorporate these program revenues and expenditures within the 1995 estimated operating budget of the Culture and Recreation Department.

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23. (a) That the Founding Board of Management be recognized to represent the interest of the members of Sackville Hill Seniors' Recreation Centre; and,
  - (b) That the funds in the amount of \$48,143.31, collected in the Sackville Hill Seniors Club Account - (Centre #70122) be returned to the Founding Board of Management representing the members of the Sackville Hill Seniors' Recreation Centre.
24. (a) That approval be given as a separate Capital Project in the amount of \$19,153. for the expansion and modification of the Workshop at Sackville Hill Seniors Recreation Centre.
  - (b) That this capital project be financed through the Federal Government's New Horizons Grant, resulting in no cost to the City of Hamilton.
25. That approval be given to the Interim Director, Department of Culture and Recreation to apply for a Section 25 grant under the Federal Department of Employment and Immigration program to hire three archaeologists for Dundurn Castle's archaeology program.
26. (a) That the Huntington, Gourley, Rosedale Tennis Courts capital project gross cost be increased from \$90,000. to \$106,000. to construct 2 tennis courts in Gourley Park; and,
  - (b) That the Finance and Administration Committee recommend the method of financing.
27. (a) That an Offer to Purchase (Easement) Agreement, duly executed by Regional Officials on 1994 July 5, and scheduled to close within thirty (30) days of the Regional Municipality of Hamilton-Wentworth receiving its allocation of funds under the Canada - Ontario Infrastructure Works Program but in any event no later than 1995 June 25, for the purchase by the Region of an easement for the construction and maintenance of a combined sewer overflow tank on the lands and premises more particularly described as part of Park Lots 7, 8, 9 and 10, Sir Allan Napier MacNab Survey Unregistered and designated as Parts 1, 2, 3, 4 and 5 on Unregistered Regional Survey Plan No. RC-H-378 Surveys, having a frontage of 120.50 metres (395.341 feet) more or less, along the southerly limit of King Street West, being irregular in shape and comprising a total area of 2.50 hectares (6.177 acres) more or less, be approved and completed and the funds derived from this sale of \$1. be credited to Account No. CH4X501 00201 (Reserve for Parkland); and,

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- (b) That it be understood and agreed that the purchase of this easement by the Region is conditional upon the Regional Municipality of Hamilton-Wentworth receiving approval of its application for funding under the Canada - Ontario Infrastructure Works Program, failing which, this agreement shall become null and void; and,
- (c) That it be understood and agreed that this agreement is further conditional upon the Regional Municipality of Hamilton-Wentworth obtaining Environmental Assessment approval and all other agency approvals required outside the control of the municipality within a time frame to allow this Canada - Ontario Infrastructure Works Program Application to proceed; and,
- (d) That it be understood and agreed that the sale of this easement by the City to the Region is conditional upon the Region providing the City, prior to the date of closing, a plan acceptable to the Director of Public Works respecting the restoration/improvement of the park land being sold herein to permit more active use of the park than presently exists, including and without limiting the generality of the foregoing the placement of 8 inches of top soil, sodding and replacement of trees; and,
- (e) i. That the Region be allowed until the date of closing to satisfy itself that the following condition may be fulfilled, failing which this Option to Purchase shall be null and void. This condition may be waived by the Region without concurrence of the City:

This Offer to Purchase (Easement) Agreement is conditional upon the Region and/or its agent and consultants obtaining on or before 1994 September 30 a soils test which is satisfactory to the Region, and which shall indicate that the soil is not encumbered with debris or other non-load bearing loose fill material; that the soil is of such quality that it is economically feasible to excavate foundations for the proposed construction by the Region; that the property is free of environmentally dangerous material and that the intended use of the property by the Region and any construction upon the property could proceed without risk of environmental harm or without the requirement of environmental treatment of the site; and,



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- ii. If after the said test the Region decides to exercise its right to proceed with its purchase of the easement from the City, the City will not be obliged or required to grant or make any warranty or other further assurance to the Region regarding the site, (notwithstanding any term of the Offer to Purchase to the contrary), and the City's acceptance of the Region's Offer to Purchase shall be expressly subject to this condition; and,
- (f) That it be understood and agreed that the City shall reserve unto itself, its heirs, successors, and assigns the irrevocable right to grant such further and other easements as from time to time the Transferor sees fit; and,
- (g) That it be understood and agreed that:
  - i. The facility will be buried; and,
  - ii. The facility will be maintained to eliminate any odour at all times; and,
  - iii. The facility will be designed to minimize surface protrusions as far as is practically possible and provide the largest overall flat surface capable of supporting the refurbished park; and,
- (h) i. The Vendor confirms that the Purchaser has had the Vendor's permission to enter the land for the purposes of soils tests any time or times since 1994 April 1 and continuing up to and including 1994 September 30; and,
- ii. The Purchaser agrees to repair promptly any damage caused by soil tests and assumes all risk, costs, liability and expense directly resulting from the said soil tests; and,
- iii. The Purchaser covenants to use its reasonable efforts to satisfy these conditions in a diligent manner and the Vendor covenants and agrees to cooperate fully in that regard, including without limitation to permit the Purchaser access to the lands to make soil tests and to permit free and unrestricted inspection or inspections of the lands and to provide such material and information in the possession of the Vendor relating to the lands (and such further assurances as the Purchaser may reasonably require); and,

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- iv. The Purchaser will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses, or loss, which the City may bear, suffer, or be put to as a result of the privilege herein allowed (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons); and,
  - v. The Region shall provide the City with an endorsement from its General Liability Insurance Policy confirming that the City has been named as an additional insured for Third Party Bodily Injury and property damage to a limit of not less than \$3,000,000. per occurrence on claims made or occurrence policy basis and providing that the City hereby grants to the Region, permission to assume deductibles and/or self insured retained limits as the Region may deem necessary from time to time in various amounts not to exceed \$3,000,000.; and,
  - (i) The Purchaser will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses, or loss, which the City may bear, suffer, or be put to as a result of the easement herein granted (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons); and,
  - (j) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
28. (a) That an Option to Purchase, duly executed by Leo W. Warren and Mary L. Warren, on 1994 July 18, and scheduled to close on or before 1994 August 19, for the property known as part of Lot 129 on Plan 223, said property having a frontage of 38.120 feet (11.618 metres) more or less, along the eastern limit of Victoria Avenue North, by a depth of 151.381 feet (46.14 metres) more or less, having an approximate area of 5,771 square feet (536.14 square metres) more or less, together with all structures erected thereon bearing the municipal address of 82 Victoria Avenue North, be approved and completed and the purchase price of \$172,250. be charged to Account No. CH00201 (Reserve for Parkland); and,



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- (b) That as consideration in the amount of \$2. has been paid to the owner pursuant to the Agreement, this amount be deducted from the purchase price; and,
  - (c) That upon completion of this transaction the City of Hamilton enter into a Tenancy Agreement with Leo W. and Mary L. Warren to rent the premises known as 82 Victoria Avenue North, subject to the terms and conditions of the Tenancy Agreement executed by Leo W. and Mary L. Warren on 1994 July 18; and,
  - (d) That the Tenancy Agreement shall commence on 1994 August 19 for a period not to exceed three (3) months, terminating on 1994 November 19, and the one (1) time rental fee of \$1. be credited to Account No. CH44104 31106 (Civic Properties Rented); and,
  - (e) That upon vacant possession of this property the Property Department be authorized to proceed immediately to demolish the structures and the costs be charged to Account No. CH4X501 00201 (Reserve for Parkland); and,
  - (f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
29. (a) That staff proceed with application under the Provincial Government's jobsOntario Community Action Program in the amount of \$100,000. for an Economic Feasibility Study for the West Harbourfront Development Study; and,
- (b) That upon Provincial Government approval the previously authorized funding of \$300,000. for this study be increased to \$400,000.; and,
  - (c) That this project only proceed with an approval of the Provincial funding; and,
  - (d) That the Finance and Administration Committee be requested to recommend the method of financing.
30. That consideration be given in the 1995 current budget deliberations for a one time \$50,000. funding allotment for a 1995 Mum Show, subject to the Mum Show ability to fund raise \$150,000. by 1995 January 30.

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31. That leave be granted to introduce the following Bills:

Bill B-1      A By-law to Authorize the Transfer of Previously Debentured Amounts  
from T. B. McQuesten Park to Harbourfront Park Washroom Project.

Bill B-2      A By-law to Amend By-law No. 93-167 Respecting Building Permit  
Fees.

Respectfully Submitted,

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Stella Glover  
Acting Secretary**

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Appendix "A" as referred to in  
Section 20 of the TWELFTH Report  
of the Parks and Recreation  
Committee for 1994

### START UP GRANTS

<u>COMMUNITY GROUP</u>	<u>AMOUNT</u>
ELEANOR COUNCIL	\$ 300.
STRATHCONA COUNCIL	300.
LANDSDALE COUNCIL	<u>300.</u>
SUB TOTAL	\$ 900.

### ANNUAL GRANTS

<u>COMMUNITY GROUP</u>	<u>AMOUNT</u>
GILKSON COUNCIL	\$ 466.
PARKWOOD SPORTS COUNCIL	433.
FRIENDS OF GAGE PARK	466.
NORTH CENTRAL	466.
BUCHANAN COUNCIL	400.
GOURLEY PARK ASSOCIATION	500.
TRENHOLME COUNCIL	500.
BEACH STRIP/WOODWARD COUNCIL	433.
HUNTINGTON COUNCIL	400.
CROWN POINT COUNCIL	300.
KIRKENDALL NEIGHBOURHOOD ASSOCIATION	400.
TEMPLEMEAD COUNCIL	466.
HIGHVIEW COUNCIL	300.
QUINNDALE COUNCIL	300.
SUB TOTAL	<u>\$5,830.</u>
TOTAL	<u>\$6,730.</u>







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## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **ELEVENTH** Report for 1994 and respectfully recommends:

1. (a) That the Westdale B.I.A. Be reimbursed by the City of Hamilton in the amount of \$2,252. being the estimated cost for the B.I.A. to water the hanging floral baskets within their business improvement area; and,
  - (b) That the Finance and Administration Committee be requested to recommend the method of financing.
2. (a) That approval be given Zoning Application ZAR-94-12, Barton Retirement Inc., Lessee, requesting a further modification to the established "DE-3" (Multiple Dwellings) District to permit an increase in the number of nursing home beds for the existing nursing home from 108 to 120, on lands located at 1430 Upper Wellington Street, as shown on the attached map marked as Appendix "A", on the following basis:
  - (i) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, as amended by By-law No. 89-313, applicable to the subject lands, be further modified to include the following variances as special requirements:
    - (a) That Clause (a) of Section 2 of By-law No. 89-313 be deleted and replaced with the following:
      - "(a) notwithstanding the provisions of Section 10C(1) of By-law No. 6593, only the following use shall be permitted:
        1. a combined two storey 120 bed nursing home and a three storey 83 unit senior citizens multiple dwelling;"

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- (b) That Clause (e) of Section 2 of By-law No. 89-313 be deleted and replaced with the following:

- "(e) notwithstanding TABLE 1 referred to in Section 18A of By-law No. 6593, not less than 78 parking spaces shall be provided and maintained for the combined nursing home/senior citizens multiple dwelling use referred to in clause (a);"

- (ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1140a, and that the subject lands on Zoning District Map E-9C be notated S-1140a;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, and By-law No. 89-313, and Zoning District Map E-9C for presentation to Council; and,
  - (iv) The proposed change is in conformity with the Official Plan for the Hamilton Planning Area.

- (b) That the proposed addition attached hereto as Appendix "B" be exempt from Site Plan Control and that the Building Commissioner be so advised.

- 3. That approval be given to City Initiative 91-G, for a further modification to Zoning by-law No. 6593, as amended by By-law Nos. 92-281 and 93-063, for a further modification to the front yard parking regulations for single, two, three-family and converted dwellings, on the following basis:

- (a) That Section 18A(14a) of Zoning By-law No. 6593 be amended by:
    - (i) deleting the word "and" between the words "single-family" and "two-family";
    - (ii) adding the words ", and three-family dwelling" between the words "dwelling" and "erected";
    - (iii) replacing the words "parking area" with "parking space"; and,

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- (iv) adding the words "for a single-family dwelling, two-family dwelling and three-family dwelling" between the words "space" and "in";

so the entire clause reads as follows:

"Except for single-family dwellings, two-family dwellings and three-family dwellings erected prior to the 14th day of December 1971, no part of a required parking space for a single-family dwelling, two-family dwelling or three-family dwelling in a residential districts shall be located in a required front yard and not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

- (b) That Section 18A(14b) of Zoning By-law No. 6593 be amended by:

- (i) deleting the word "and" between the words "single-family" and "two-family"; and,
- (ii) adding the words ", and three-family dwelling" between the words "dwelling" and "erected";

so the clause reads as follows:

"For single-family dwellings, two family dwellings and three-family dwellings erected prior to the 14th day of December....."

- (c) That Section 18A be amended by adding a new clause as (14c) as follows:

"Where a single-family dwelling, two-family dwelling or three-family dwelling in a residential district is located on a corner lot, parking may be permitted in the side yard that abuts the street line provided that:

- (i) the area for parking shall not occupy more than 50% of the gross area of the side yard; and,
- (ii) not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

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- (d) That Section 18A be amended by adding a new clause as (14d) as follows:

"For the purposes of clauses (14a) and (14b), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m."

- (e) That Section 18A be amended by adding a new clause (14e) as follows:

"For purposes of clause (14c), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,



- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

- (f) That Section 18A be amended by adding a new clause as (14f) as follows:

"Notwithstanding clauses (14a) and (14b), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,
- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

- (g) That Section 19.(1)(v) be amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

- (h) That Section 19.(1) be amended by adding a new clause (vi) as follows:

"For the purposes of clause 19.(1)(v), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;



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- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m."

- (i) That Section 19.(1) be amended by adding a new clause (vii) to define the "gross area of the side yard"

"For purposes of clause 19(1)(v)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

- (j) That Section 19.(1) be amended by adding a new clause (viii) to deal with percentage of landscaping on pie shaped lots

"Notwithstanding clause 19.(1)(v), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

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- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,
- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

- (k) That Section 19.(2)(vi) be amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

- (l) That Section 19.(2) be amended by adding a new clause (vii) as follows:

"For the purposes of clause 19.(2)(vi), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principal building and the street line or driveway with a maximum width of 0.6 m."

- (m) That Section 19.(2) be amended by adding a new clause (viii) as follows:

"For purposes of clause 19(2)(vi)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

- (n) That Section 19.(2) be amended by adding a new clause (ix) as follows:

"Notwithstanding clause 19.(2)(vi), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,
- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

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- (o) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,
  - (p) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.
4. (a) That approval be given to Application CD-93-003, under the Rental Housing Protection Act, L.A.J.J. Enterprises Inc., owner, for conversion of 53 rental apartment units to condominium units for one property located at 5-7 Rockwood Place, 9-11 Rockwood Place, 362-366 John Street South and 21-25 Mountwood Avenue, subject to the following conditions:
- (i) That the Owner offer, in writing, to the Tenants named in Appendix "C", the right to lease their current unit, noted in Appendix "C", for a period of not less than one year from the registration on title of the Rental Housing Protection Act (RHPA) Approval Agreement required below, at the rent rate set out in Appendix "C", upon the following minimum terms:
    - (1) the Offer must be made within 45 days of the date this resolution is approved by City Council and shall be open for acceptance by the Tenants for a period of at least 21 days;
    - (2) that leases entered into as a result of (i) above, be executed prior to the City's execution of the RHPA Approval Agreement;
    - (3) that the Tenants' rent shall not be increased during the duration of the lease but for increases permitted under the Residential Rent Regulation Act, as amended;
    - (4) that such lease shall commence on the date the Owner's Offer is accepted by signature of the Tenant; and,
    - (5) that the Tenants' may terminate the said lease at any time on 60 days written notice, without penalty.
  - (ii) That the Owner grant to the Tenants named in Appendix "C" an Option to Purchase a Unit specified in Appendix "C", (together with appurtenant interests). Such Option shall allow each tenant at least one year from the registration on title of the RHPA Approval Agreement to exercise their



Option to purchase a unit. Within forty-five (45) days of a Tenant's Notice that it is exercising the Option, the Owner and Tenant shall negotiate and enter into an Agreement of Purchase and Sale form, in a form acceptable to the Hamilton Real Estate Board, with the necessary amendments for the sale of a Unit by the Owner, which Agreement shall incorporate the conditions in Appendix "D" annexed hereto;

- (iii) That the Tenant shall have 30 days from receipt of such Option to sign and return to the Owner a copy of the Option acknowledging that he is interested in having the Option in his/her favour and acknowledging that he/she realizes that a formal Notice in writing to the Owner signed by the Tenant shall be received by the Owner on or before the date for such Notice specified in the Option;
  - (iv) That this RHPA approval shall cease and be at an end,
    - (1) if the Owner has sold the land without entering and registering the RHPA Approval Agreement with the City; and,
    - (2) in any event, within five years from the date of this approval resolution of Council, unless the Owner has prior to such date, registered a Plan of Condominium in accordance with the applicable legislation and any conditions imposed by the City of Hamilton;
  - (v) That the Owner shall enter into a RHPA Approval Agreement with the City satisfactory in form to the Director of Local Planning and to the City Solicitor, incorporating the City's conditions of approval listed herein (and in Appendix "E" annexed hereto) and register such Agreement on title to the subject property prior to the issuance of the RHPA Certificate of Approval;
  - (vi) In the event that the Owner proposes to sell all of the subject lands, he shall ensure that any prospective new land owner of the whole property, enters into an assumption agreement to assume the obligations of the Owner herein; and,
- (b) That upon satisfaction of the above-noted conditions, the City Clerk be authorized to execute the Certificate of Approval in a form satisfactory to the City Solicitor.
5. That approval be given to Application DE-93-001, under the Rental Housing Protection Act, Hamilton-Lincoln Towers, Inc., owner, for demolition of a mixed



commercial/residential building containing three (3) commercial units and eight (8) rental apartment units, for property located at 322-326 King Street East, as shown on the attached map marked as Appendix "F", on the following basis:

the application meets criteria #3 of the Rental Housing Protection Act which states "the proposal does not adversely affect the supply of affordable rental housing".

6. That the building located at 322 - 326 King Street East be subject to the provisions of the Demolition Control By-Law pursuant to Section 33 of The Planning Act and that no demolition permit be issued until such time as a building permit to erect a new building on the site is issued.

7. (a) That Official Plan Amendment Application OPA-MTV, Chedoke Health Corporation, owner, requesting a redesignation of lands within the Mountview Neighbourhood from "Major Institutional" to "Residential" and "Open Space"; to create a new Schedule "J-1" for the Chedmac Secondary Plan Planning Area; and to establish new policies relating to the introduction of a new Schedule "J-1", as shown on Appendix "G", be denied for the following reason:

the proposed development is not desirable for the subjects lands.

- (b) that the request by Chedoke Health Corporation to amend the Mountview Neighbourhood Plan in accordance with Schedule "J-1" of Official Plan Amendment Application OPA-MTV, as shown on Appendix "G" be denied for the following reason"

the proposed development is not desirable for the subject lands.

8. That appropriate conditions for demolition control under Section 33 of the Planning Act be applied to all buildings with a residential component in the Central Area bounded by Victoria Avenue, the Escarpment, Queen Street and the Harbour.
9. (a) That the Public Works Department make application for an amount up to a total gross authorization of \$269,610. under the Provincial Government's jobsOntario - Community Capital Program, for the implementation of the landscaping and streetscaping component of the revitalization of Ferguson Avenue between Barton and Cannon Streets, and that this project be proceeded with only on approval of provincial funding.
- (b) That the monies contributed by the Provincial Government, should the application prove successful, be deducted from the 1995-2003 Capital Budget submission for revitalization of Ferguson Avenue.

- (c) That the Finance and Administration Committee be requested to recommend the method of financing.
- 10.
- (a) That City Council give approval to the "Intent to Designate" the former St. Mark's Anglican Church site at 130 Bay Street South as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1989, as outlined in the Reasons for Designation attached hereto and marked Appendix "H"; and,
  - (b) That the City Solicitor be authorized as directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1989.
- 11.
- (a) That Section 39 of the First Report of the Planning and Development Committee for 1991, respecting Zoning Application ZA-91-56, 943937 Ontario Inc. (J. Lecluse), prospective owner, for a further modification to the "G" (Neighbourhood Shopping Centre, etc.) District regulations to permit two car dealerships, including accessory auto body and paint shops, for lands located on the east side of Upper James Street, south of Regina Drive (Nos. 1489, 1491, 1493, 1495 and 1505 Upper James Street), be repealed in its entirety.
  - (b) That the City Clerk be directed to advise the Secretary-Treasurer of the Committee of Adjustment respecting the above.
- 12.
- (a) That the request by A.J. Cameracci, P. Eng., Urbex Engineering Limited, on behalf of T. Valery Construction Limited, owners, to extend draft plan approval for "Ridgeview Estates" subdivision under Regional File No. 25T-76046 for a further one (1) year period to August 29, 1995, be approved.
  - (b) That the City Clerk be directed to advise the Regional Commissioner of Planning and Development of Council's decision.
13. That approval be given to the Scoped Environmental Impact Statement, for the property located on the west side of Nash Road, north of the C.N.R. railway tracks, as shown on the attached map marked as Appendix "I", on the following basis:
- (a) That the Storm Water Management and Treatment measures, as identified in the Environmental Impact Statement, be incorporated into the Site Plan Agreement; and,
  - (b) That the City Clerk be requested to notify the Region of Council's decision.

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14. That the City Treasurer be directed to close Capital Accounts CF508541003 - Accommodation Requirements and CF509141017 - Renovate Administration & Examination Sections, and that the unexpended amount of \$5,380.46 be transferred to its original source of financing.

CAPITAL CENTRE NUMBER	PROJECT DESCRIPTION	AUTHORIZED GROSS COST	EXPENDED/ COMMITTED TO DATE	BALANCE AVAILABLE	SOURCE OF FUNDING
CF 508541003	Accommodation Requirements - Building Dept.	\$29,900	\$24,519.54	\$5,380.46	Reserve for capital projects
CF 509141017	Renovate Administration & Exam Sections	\$125,000	\$125,294.45	(\$294.45)	Reserve for capital projects

15. (a) That Section 19 of By-Law 74-74 be amended by adding Subsection (7),

- (i) (1) "Exterior walls of a building or structure and their components shall be maintained free of painted slogans, graffiti, or similar defacements"; and,
- (2) Exterior walls of a building or structure, and their components, shall be maintained free of posters or advertisements which are:
- (a) for events which have already occurred; or
- (b) which are, or may become, loosened, dislodged, torn or otherwise in a condition which may permit them to detach and become litter.

- (b) That the appropriate By-law be enacted by Council.

16. That approval be given to the request from James Street Baptist Church, 96 James Street South, Hamilton to defer payment for another year on the principal portion of their Heritage Trust Fund Loan. (Note: This reduces the monthly payment from \$555.13 to \$214.63.)



17.
  - (a) That Appointment By-Law 92-094, Section 9, be amended by deleting the following names: Rae Ilton, Alexander Fedora, Charles Hewitt, Gail Nolan; and,
  - (b) That Section 9 be further amended by adding the following names: Gail Stevenson, Douglas Tam, Zoran Kristo, Frank Genovese, Alison Orr, Marianne Lyon, Sarah Bradley, Erin McClintock, Joyanne Beckett; and,
  - (c) That the appropriate By-law be enacted by Council.
18. That a Commercial Loan in the amount of twenty five thousand dollars (\$25,000.) be approved for I. Margaret Higgins. The interest rate will be 4 per cent amortized over 10 years.
19. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, three hundred and forty-two dollars (\$1,342.) be approved for Neil and Elaine Bohnert, 443 Melvin Avenue, Hamilton. The interest rate will be 8 per cent amortized over 5 years.
20. That the Building Commissioner be authorized to issue demolition permits for:
  - (a) 701 Upper Sherman Avenue
  - (b) 1400 Upper Sherman Avenue
  - (c) 132 Craigroyston Avenue (subject to demolition control)
  - (d) 112 Province Street North
  - (e) 499 Charlton Avenue East
  - (f) 50 Holly Avenue
  - (g) 108 Annabelle Street
  - (h) 1067 Rymal Road East
21. That the total outstanding Commercial Loan for Agommen Ltd., 303-307 King Street East, Hamilton, in the amount of \$31,858.61 be placed on the Tax Rolls.
22. That leave be granted to introduce the following Bills:
  - (a) C-33 A By-law to designate land located at Municipal No. 36 Hunter Street East as property of historic and architectural value and interest.
  - (b) C-34 A By-law to designate land located at Municipal No. 22 Veevers Drive as property of historic and architectural value and interest.

1994 July 26

- (c) C-35 A By-law to adopt Official Plan Amendment No. 124 respecting lands located at the northwest corner of Rymal Road West and Garth Street, within the Falkirk East Neighbourhood.
- (d) C-36 A By-law to adopt Official Plan Amendment No. 126 respecting lands located on the west side of Garth Street, south of the freeway, and known Municipally as No. 44 Greendale Drive, within the Gilkson Neighbourhood.
- (e) C-37 A By-law to adopt Official Plan Amendment No. 127 respecting lands located on the north west side of Walnut Street, north of Forest Avenue, and known municipally as No. 180 Walnut Street within the Corktown Neighbourhood.
- (f) C-38 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 9 Brantdale Avenue.
- (g) C-39 A By-law to amend By-law No. 74-74 to amend the Property Standards By-law.
- (h) C-40 A By-law to amend By-law No. 92-094 Appointment of Inspectors.
- (i) C-41 A By-law to amend Zoning By-law No. 6593 respecting lands located at the north-west corner of Garth Street and Rymal Road West.

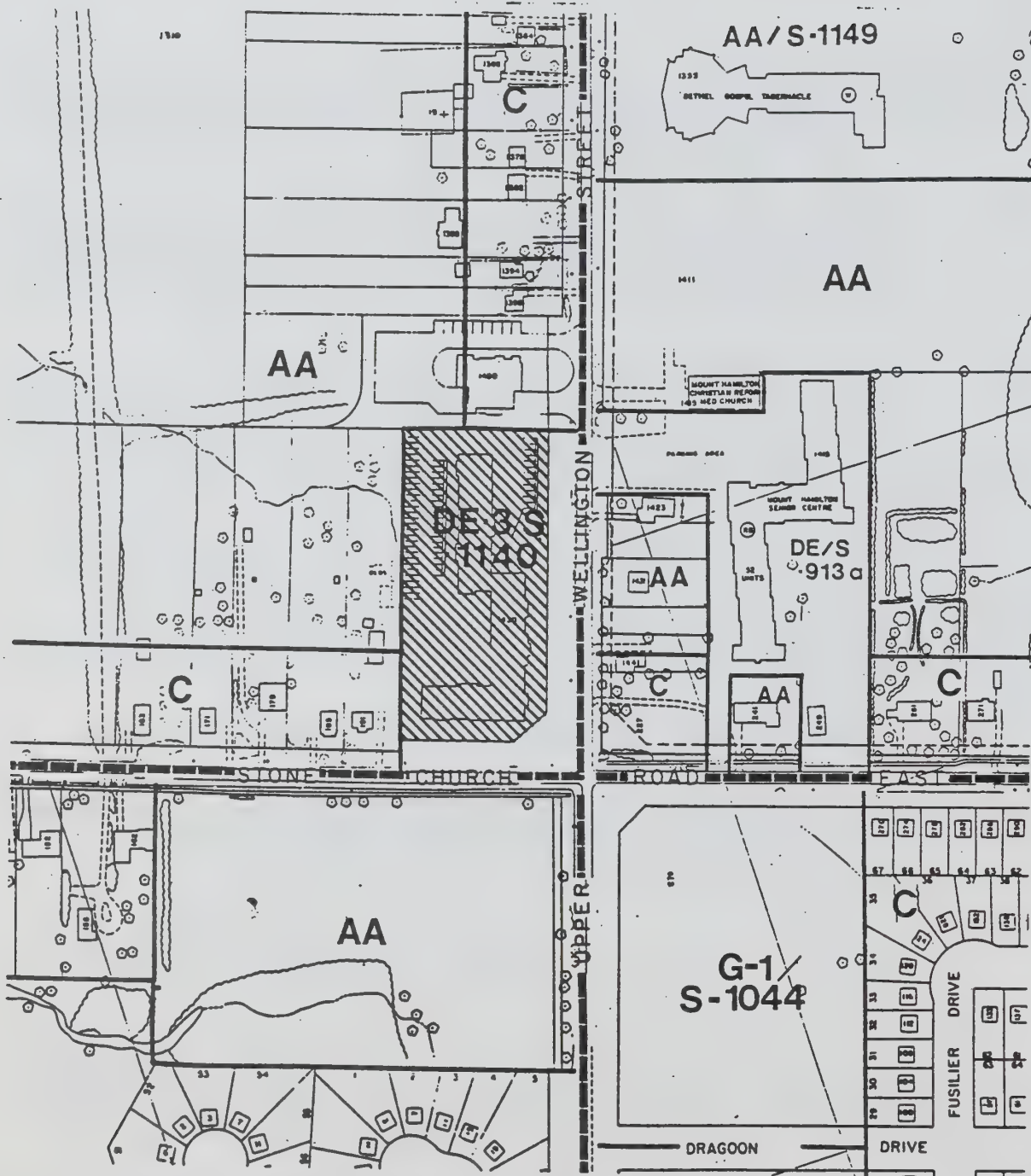
**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT  
COMMITTEE**

**Tina Agnello  
Secretary  
1994 July 20**



1994 July 26



**Legend**



Site of the Application





1994 July 26

TENANTS AND MONTHLY RENTAL CHARGES AS OF JULY 1, 1994

362-366 John Street South

Apt. 1	Simon Head 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 7	Michele McLeod 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 2	Brenda Doxtator 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 8	Eric Martinez 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
Apt. 3	Robert McGuffin Joan McGuffin 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 9	Glen Prosser 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 4	Bruce Young Jennifer Cox 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 10	Jerry Guerini 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
Apt. 5	VACANT 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 11	Lynda Farrell 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 6	Dennis Oliver 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 12	Scott Hamilton 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
		Apt. 14	Martha Wilson 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51

1994 July 26

21-25 Mountwood Avenue

Apt. 1	Barbara Rivero 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51	Apt. 8	Delilah Bain 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 2	Bruce Young 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63	Apt. 9	VACANT 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 3	VACANT 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51	Apt. 10	Andrew Holman Andrea Doty 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 4	Rose Giglia 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63	Apt. 11	Alex Gillespie 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 5	Diane Harding 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51	Apt. 12	Jim Bird 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 6	Don Kirovac 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63	Apt. 14	Alex MacDougall 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 7	Laura Kaneva 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51		



1994 July 26

5-7 Rockwood Place

Apt. 1	Juliane Begg 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	Apt. 8	Brian Luckett 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 2	Duane Sullivan 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63	Apt. 9	Walter Giansante 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 3	Mohammed Boumerzoug 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	Apt. 10	Pamela Heit 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 4	Christopher Redford 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63	Apt. 11	Richard Rodriguez 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 5	Julianne Waller 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	Apt. 12	Wayne Savoy 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 6	Roger McCreary 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63	Apt. 14	Cari Addison 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 7	Yvonne McLaughlin 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	Apt. 15	Robert Arthur 5 Rockwood Place Hamilton, Ontario L8N 2G3  Bachelor/\$220.00



9-11 Rockwood Place

Apt. 1 James Burchell  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 2 Henry Jonas  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 3 Catherine Boucher  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 4 Gary Townsend  
Dawn Townsend  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 5 Daryl MacTavish  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 6 Teresa Dupuis  
Maureen Newport  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 7 Scott Morgan  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 8 Anna Stranges  
Antonieta Stranges  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 9 Susan Breckenridge  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 10 VACANT  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 11 Robert Simmons  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

Apt. 12 Mark Lyons  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

One-Bedroom/\$569.63

Apt. 14 Jerry Wahler  
9 Rockwood Place  
Hamilton, Ontario  
L8N 2G3

Two-Bedroom/\$618.51

1994 July 26

The Agreement of Purchase and Sale shall provide,

- (a) that the sale shall be completed within One Hundred and Twenty (120) days of execution of the agreement, unless otherwise agreed by the Tenant and Landlord; and,
- (b) that the purchase price for a Unit be the price agreed upon between the Owner and the Tenant which price shall:
  - (i) not exceed Seventy-Two Thousand Dollars (\$72,000.00) for a two-bedroom unit; and
  - (ii) not exceed Sixty-Three Thousand Dollars (\$63,000.00) for a one-bedroom unit; and
  - (iii) not exceed Thirty-Five Thousand Dollars (\$35,000.00) for the bachelor unit.

In the event the purchase price is not agreed upon for the one-bedroom and two-bedroom units, the purchase price shall be the lesser of \$72,000 Thousand Dollars for a two-bedroom unit and \$63,000 Thousand Dollars for a one-bedroom unit or the average sale price of similar units on the same property that have closed prior to the time the Option is exercised by the Tenant.

In the event that a purchase price less than Thirty-Five Thousand Dollars (\$35,000.00) is not agreed upon for the bachelor unit, an accredited appraiser of real property shall be retained at the expense of the owner to provide an estimate of the fair market value of the bachelor unit, which price, if lower than Thirty-Five Thousand Dollars (\$35,000.00), shall constitute the purchase price of the unit.

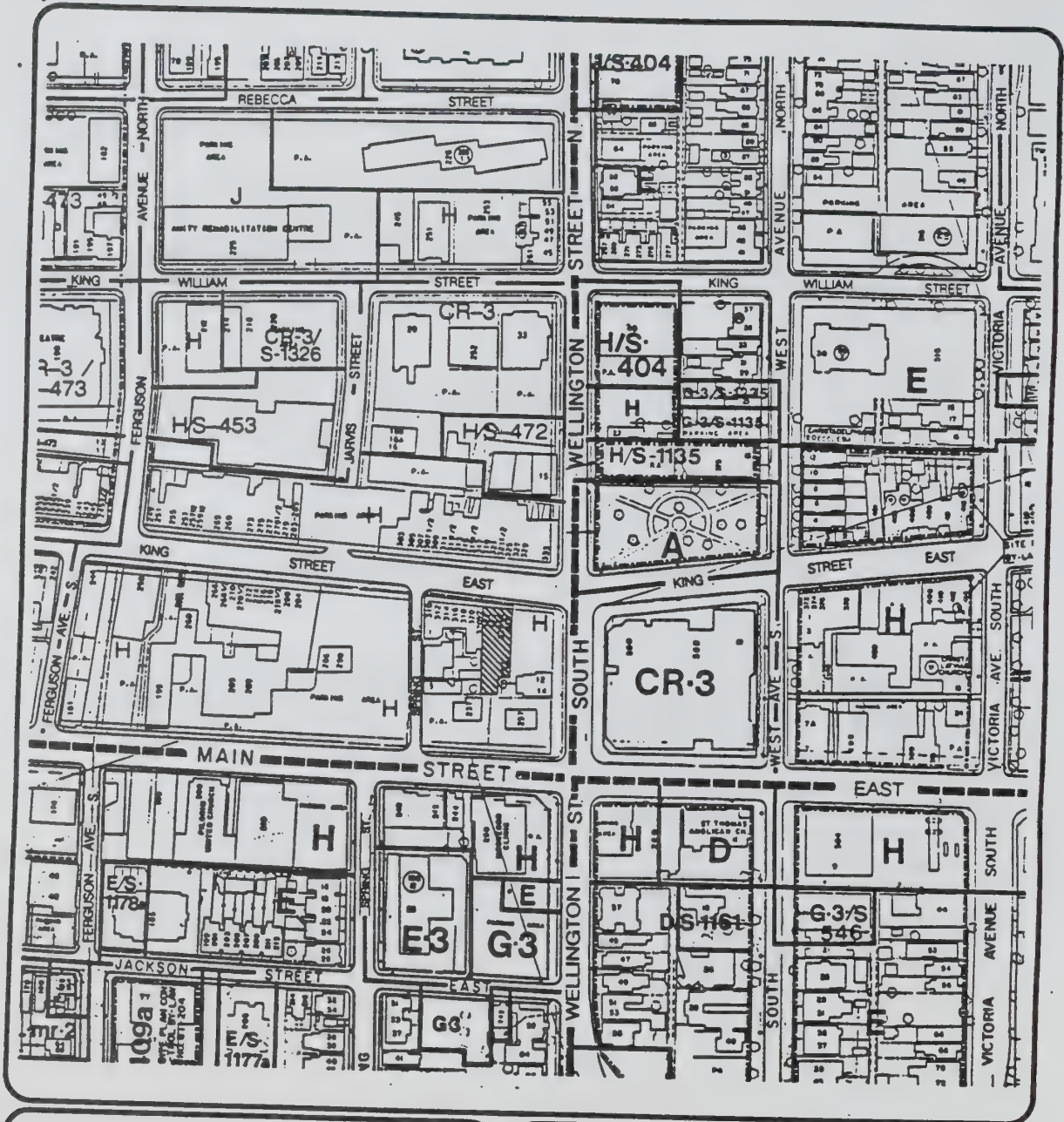
1994 July 26

The conditions of RHPA approval are subject to the following standard terms, which terms shall form part of the applicable document:

- (a) The following documents, namely the RHPA Approval Agreement, the leases and the Options to Purchase shall be prepared by the Owner and registered by the Owner at its expense, including payment of registration fees.
- (b) If the Tenant at any time vacates their rental unit, the Tenant's rights pursuant to lease and the Option to Purchase shall cease. The Tenant may not enter into an Agreement of Purchase and Sale unless the Tenant is at the time of its execution in possession of a rental unit.
- (c) The Tenant's rights under the RHPA Approval Agreement, the lease, and the Option to Purchase shall be personal to the named Tenant(s) only and not assignable by the Tenant(s) to anyone, unless approved by the owner, in the owner's absolute discretion.
- (d) If the Director of Local Planning receives a declaration from the Owner that a Tenant named in Appendix "A" has not, or does not want, to enter into the said lease or the said Option or both of them, or that the Tenant has vacated the rental unit, the Director of Local Planning shall send by registered mail to the Tenant at the rental unit listed in Appendix "A", a Notice that the Tenant's rights to the lease or Option, as the case may be, shall cease within twenty-one days of the mailing of the Notice unless the Tenant is still in possession of the premises and has within the said twenty-one day period, collected such document from the Owner and returned to the Owner a copy of the document signed by the Tenant. The Owner shall sign and return the document to the Tenant in accordance with the other time limits of this approval.



1994 July 26



City of Hamilton

## Key Map

Rental Housing Protection Act

322 - 326 King Street East

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend



Location of Subject Lands

North



Scale  
Not to Scale

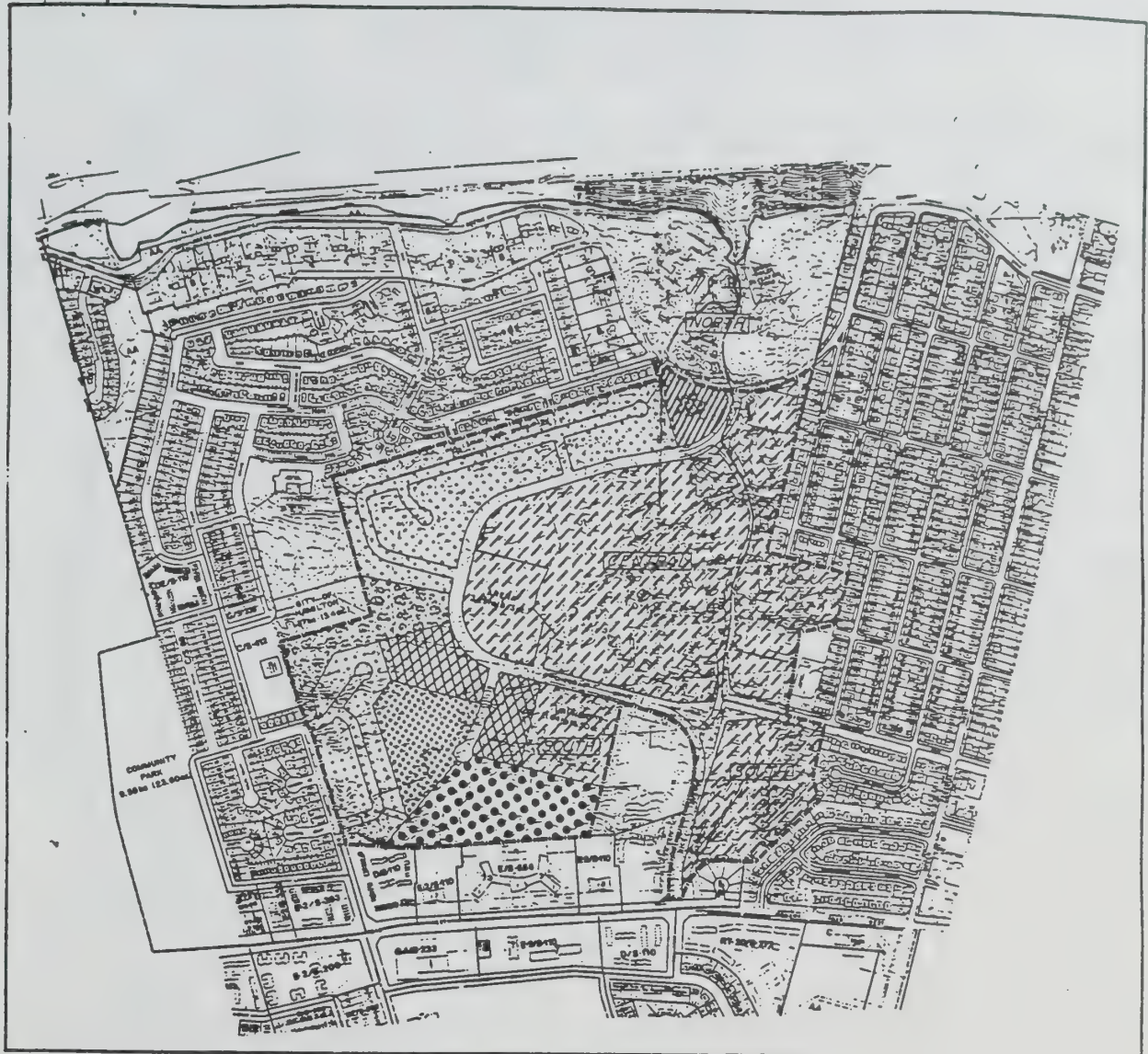
Date  
JUNE 1994

Reference File No.

DE-93-001

Drawn By  
Z.K.

1994 July 26



Schedule "B"  
 To Official Plan Amendment No. \_\_\_\_\_

Chedmac Planning Area Secondary Plan

	Low Density		Parkland
	Medium Density I		Storm Water Detention Pond
	Medium Density II		Major Institutional
	Medium Density III		Chedmac Planning Area



1994 July 26

**REASONS FOR DESIGNATION**  
**THE FORMER ST. MARK'S ANGLICAN CHURCH**  
130 Bay Street South, Hamilton

In 1877, construction of St. Mark's Anglican Church began at the southwest corner of Bay Street South and Hunter Street West. By January 1878, the church had its first service. Subsequently, a corner bell tower was erected on its Bay Street facade and, in 1925, the Sunday School was added to the west end of the sanctuary. The grounds in front of St. Mark's traditionally have been landscaped, creating a park-like setting for the church.

**Context**

In today's setting of high-rise apartment towers to the north, west and south, the St. Mark's property provides a welcome contrast with its open space and low-rise building. Situated across from the public grounds of Central School and City Hall, the church's front garden serves as an attractive amenity for the surrounding neighbourhood.

**Architectural Significance**

The Church and Sunday School together create a single story, L-shaped structure with an attached three-story tower. It is the fifth Anglican Church to be erected in Hamilton and the first to be constructed in brick. As originally built in 1878, St Mark's was a typical parish church building, designed in the vernacular Gothic Revival tradition. Characteristic of this late 19th-century version is the rectangular, one-story structure with gable roof, buttresses, belfry, and pointed arched windows. St. Mark's Church is distinguished in the use of brick corbelling and sets of triple arched windows which formerly contained stained glass. A bell tower, built later, adds a strong architectural feature to the east facade, while the gothic Sunday School and entrance porch of 1925 blend harmoniously with the original design of the church.

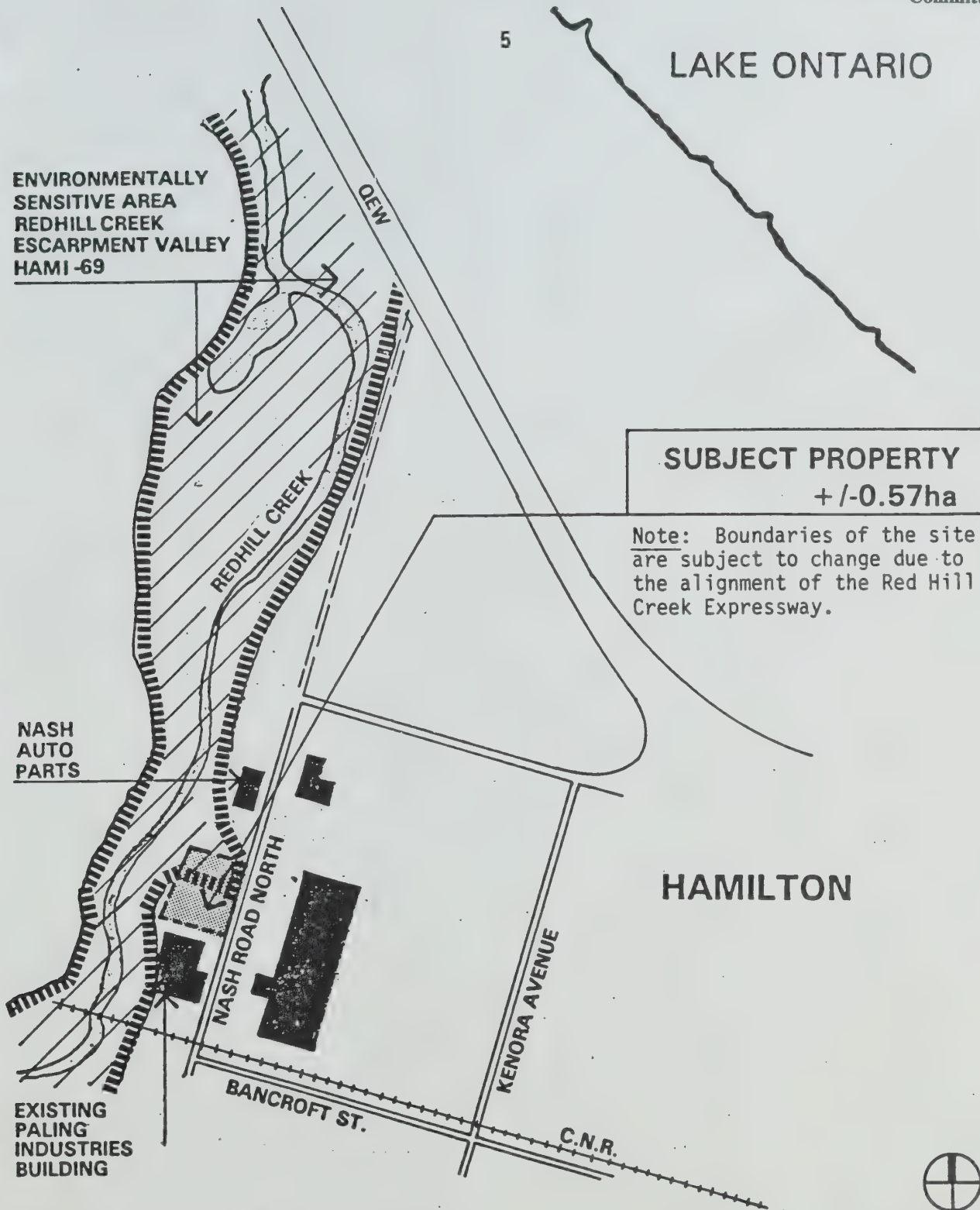
**Historical Significance**

The parish of St. Mark's was founded in 1877 by H. G. Sutherland as the first "free pew" Anglican Church in the city. St. Mark's is said to be the first Anglican Church in Hamilton to introduce "advanced ritual" or high church service, daily service, Gregorian music, as well as many other innovations. After over a hundred years of serving the Anglican community, the church was closed and disestablished in 1989.

**Designated Features**

Of particular importance to the preservation of the former St. Mark's Church are the original features of the east, north, and south facades; the original window openings and doors; the Sunday School addition; the bell tower and the entrance porch. Also important to the site is the retention of the open green space which provides the church with an unique setting among the city's downtown churches.

1994 July 26



## SITE CONTEXT

SCALE NTS

C-27

**BASCIANO  
O'CONNOR  
LANDSCAPE  
ARCHITECTS**

Burlington, Ontario  
Tel (905) 681-7604

**Paling Industries Ltd.**  
409-473 Nash Road, Hamilton

**Figure 1**









1994 July 26

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **ELEVENTH** Report for 1994 and respectfully recommends:

1. (a) That no action be taken on a proposed amalgamation of the City Treasury and Regional Finance Departments, the City and Regional Clerk's Offices and the City Law Department and the Regional Legal Services Department as joint Regional/City Departments reporting to both Councils; and,
- (b) That the Regional and City Chief Administrative Officers report back to their respective Committees and Councils on:
  - (i) the on-going process of downsizing and delayering efforts being made within the above-noted Departments; and,
  - (ii) the proposed amalgamation of the City Treasury and Regional Finance Departments with conversion to either a Regional Department or a City Department where the other level of government purchases services, by 1994 September 30.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON,  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 July 19**

**SKR**







1994 July 26

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWELFTH** Report for 1994 and respectfully recommends:

1. (a) That a Special Committee of Hamilton citizens called the VE Day Celebrations Committee be appointed to begin planning events to commemorate the 50th Anniversary of Victory in Europe in 1995.

The Committee shall consist of:

- (i) A Chairman, a Vice Chairman, the Mayor and one Alderman;
  - (ii) The President of the United Council of Veterans;
  - (iii) The Zone Commander of the Royal Canadian Legion, (or his designee if not a Hamiltonian);
  - (iv) The Chairman of the Hamilton Veterans Committee;
  - (v) The Co-ordinator for "Canada Remembers", Veterans Affairs Canada;
  - (vi) Additional members may be appointed with the approval of Council.
- (b) That this Committee shall report to City Council through the Finance and Administration Committee;
  - (c) That this Committee should prepare an initial set of recommendations for City sponsored events relating to VE Day in Hamilton as soon as possible;
  - (d) That this Committee should prepare a proposed budget as soon as possible for presentation to the Finance and Administration Committee.

2. That the condition on Mr. Donald Horrocks' Taxi Licence #244 prohibiting the sale of said licence for a period of fifteen years from the date of issuance as approved by City Council at its meeting held 1981 May 26, be rescinded.



1994 July 26

3. (a) That the City of Hamilton host a Civic Reception for the World Basketball Championships, for up to 300 people, at the Hamilton Convention Centre on Sunday, 1994 August 7, at a cost of \$5,000; and,
- (b) That funding for this expenditure be charged to the Special Hosting Account No. CH 55314 84010.
4. That as referred to in Section 29 of the Twelfth Report of the Parks and Recreation Committee for 1994, the additional funding of \$100,000. required for the West Harbourfront Development Study being considered for an increase from \$300,000. to \$400,000. be financed from the Provincial Government's Jobs Ontario Community Action Program.
5. (a) That as referred to in Section 5 of the Tenth Report of the Transport and Environment Committee for 1994, the City Solicitor be authorized to prepare an appropriate By-Law to construct a combined sidewalk and curb on the south side of Brock Street from John Street to approximately 24m east of Hughson Street (frontage 10 Brock Street) under the Local Improvement Act at an estimated cost of \$27,800., with a City's share of \$21,568. to be financed from the 1994 Capital Levy (Account Centre No. CH 22002) and the balance of \$6,232. being the Owner's share to be financed by the issuance of debentures for a period not to exceed 20 years; and,
- (b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$6,232. for a term not to exceed 20 years for the above project.
6. That the City Treasurer be directed to close the following Capital Project account:

Capital Centre  Number	Project Descrip- tion	Authorized Gross  Cost	Expended/ Committed  To Date	Balance Available	Source(s) of  Financing
259041006	Y.W.C.A.  Capital  Grant	\$750,000.	\$750,000.	Nil	Reserve for  Capital  Projects

1994 July 26

7. That as referred to in Section 26 of the Twelfth Report of the Parks and Recreation Committee for 1994, the additional cost required for the construction of two tennis courts in Gourley Park in the amount of \$16,000. be allocated out of the 1994 Capital Contingency Account and financed from the Reserve for Capital Projects, Account Centre No. CH00203.
8. That as referred to in Section 9 of the Eleventh Report of the Planning and Development Committee for 1994, the additional funding of \$269,610. required for Ferguson Avenue between Barton and Cannon Streets being considered for the implementation of the landscaping and streets scaping component of the revitalization of Ferguson Avenue between Barton and Cannon Streets be financed from the Provincial Government's Jobs Ontario Community Action Program.
9. That the Mayor and City Clerk be authorized to enter into an agreement satisfactory to the City Solicitor with the Federal and Province of Ontario Governments in relation to the Canada/Ontario Infrastructure Works for the following projects:

<u>Project Description</u>	<u>Gross Cost (Net of GST)</u>
(a) Road & Sidewalk Reconstruction Program	\$ 3,800,000.
(b) Ivor Wynne Stadium Improvements	2,673,055.
(c) Central Utilities Plant (C.U.P.) - Trigeneration	6,064,500.
(d) Hamilton Society for the Prevention of Cruelty to Animals Inc.	4,800,000.
(e) Barrier Free Design Access - Recreation Buildings	268,000.
(f) Barrier Free Design Access - Recreation Buildings	188,000.
(g) Barrier Free Design Access - City Owned Buildings	<u>2,900,000.</u>
	<u>\$20,693,555.</u>

10. That a purchase order be issued to Robert Slessor Pontiac Buick Inc., Grimsby, in the amount of \$68,671.10, including all applicable taxes, for the supply and delivery of two (2) Crew Cab Stake Dump Trucks, being the lowest of three quotations received in accordance with specifications issued by the Purchasing Division and Vendor's quotation, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.
11. That the listing of Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton to 1994 July 14, attached hereto and marked Appendix "A", be approved.

**1994 July 26**

12. That the following capital accounts regarding information technology-related projects be closed and that the remaining funds be credited to the original source of funding as per the following table:

Capital Centre #	Project Description	Authorized Cost	Expended/Committed	Balance Available	Source of Funds
269251002	Network Replacement (1992)	\$139,000.	\$138,296.	\$ 704.	Reserve for Capital
269051013	Computer Software (1990)	\$125,000.	\$121,090.	\$3,910.	Reserve for Capital
269051015	Computer Software (1989)	\$150,000.	\$145,860.	\$4,140.	Reserve for Capital
268851002	Computer Software (1988)	\$125,000.	\$124,936.	\$ 64.	Reserve for Capital
268851001	Computer Environment Improvements	\$ 50,000.	\$ 49,683.	\$ 317.	Reserve for Capital
268751002	Computer Software (1987)	\$141,650.	\$141,586.	\$ 64.	Capital Levy
268651002	Data Base 4th Generation Language (1986)	\$550,000.	\$549,368.	\$ 632.	Capital Levy
Total				\$9,831.	

13. (a) That approval be given to the request of the C.N.I.B. to use the Forecourt and related equipment for an assembling and registration point for the C.N.I.B. Walkathon from 9:00 a.m. - 11:00 a.m. on Sunday, 1994 August 28; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
14. (a) That approval be given to the request of the Take Back the Night Committee to use the City Hall Forecourt, first floor foyer and washrooms on Thursday, 1994 September 22, from 6:00 o'clock p.m. to 11:00 o'clock p.m., for a rally in conjunction with the annual Take Back the Night March; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.



1994 July 26

15. (a) That approval be given to the request of the Police Services Board of Inquiry to use the City Hall Council Chamber and Room 264 for a Board of Inquiry hearing and retiring room on 1994 October 6, 7, 12, 13, 14, 17, 19, and 25 from 9:00 a.m. to 5:00 p.m. and on 1994 October 26, from 9:00 a.m. to 3:00 p.m.; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
16. (a) That approval be given to the request of Tele-Touch, a United Way Agency, to use the City Hall forecourt on Friday, 1994 August 12, from 10:30 a.m. to 2:30 p.m., for a Hot Dog Sale in aid of the United Way; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
17. That the Corporation of the City of Hamilton exercise its third year option under the current agreement with Wascana Energy (formerly Saskatchewan Oil and Gas Corporation) for the supply of natural gas on a direct purchase basis to all City owned buildings, and accept their offer to extend the current agreement from 1994 July 1 to 1994 November 1 at a price of \$1.97/Gigajoule.
18. That approval be given to advise the Board of Education for the City of Hamilton that the following properties, which are surplus to the Board's requirements, are not required for any municipal purpose at this time:

Brantdale School	- 15 Brantdale Avenue - Square footage approximately 15,531 - Situated on a 1 acre site
Onteora School	- 243 Fennell Avenue East - Square footage - two buildings - 1923 - approx. 5,354 - 1961 - approx. 18,300
Ridge School	- 1289 Upper James Street - Square footage - approximately 11,655 - Situated on a 1.45 acre site
Vacant Site	- 0.338 acre site - located at corner of Millwood Place and Fielding Drive in the Bruleville Neighbourhood
Vacant Site	- 6 acre site - located off Nash Road between Nugent Drive and Kentley Drive in the Kentley Neighbourhood

1994 July 26

19. That Alderman Bob Charters be appointed to serve as the City of Hamilton representative on the new Large Urban Section Executive of the Association of Municipalities of Ontario.
20.
  - (a) That the Director of Property be authorized to proceed with security improvements at the workstation of the Aldermen's receptionist, which include a 20" high glass enclosure, a full counter top and two half height doors and electrical alterations to remove a potential safety hazard at an estimated cost of \$3,250.; and,
  - (b) That the cost of undertaking this security improvement be charged to the Capital Budget Account - City Hall Accommodation Requirements.
21. That approval be given for the use of the north and east walls of the gymnasium of West Avenue School, 255 West Avenue North, for the placement of a wall mural directly on the wall itself subject to the following conditions:
  - (a) That all paint will be restricted to exterior latex; and,
  - (b) That the final design and mural placement will be subject to review by the City's Art Co-ordinator.
22. That Moore Business Communications Services be awarded the contract for the laser printing, folding, insertion and mailing of Realty and Business Tax Bills and other tax related forms for the period commencing 1994 September 1 to 1995 December 31 at an estimated cost of \$46,000. (lowest of 2 proposals received).
23. That the City Solicitor be authorized to file a Notice of Leave to Appeal to the Court of Appeal in the prosecution of Sun Studios Tanning Centre Limited concerning the licensing of transient vendors under By-law No. 93-071.
24.
  - (a) That the City of Hamilton contribute a maximum of \$8,000. towards the cost of hosting the 1994 Municipal Law Enforcement Officers' Training Seminar and Annual Meeting to be held in Hamilton on 1994 September 11 - 15; and,
  - (b) That this expenditure be charged to the Hosting of Conferences with Municipal Subject Content Account No. CH 55307 80040.



1994 July 26

25. That the Lease Agreement between the City and the Parking Authority with respect to the office and workshop space it occupies at the underground parking garage beneath Commonwealth Square, be cancelled effective 1993 January 1, since the Parking Authority by Council Resolution is now totally responsible for the entire operation of the garage including repairs and maintenance, and the Parking Authority basically acts as an owner.
26. That as referred to in Section 19 of the Twelfth Report of the Parks and Recreation Committee for 1994, the cost to replace the City-owned tents estimated at \$8,000. be charged to the Unclassified Account Centre No. CH 24201.
27. That the Memorandum of Agreement dated 1994 June 22, as settlement of a Joint Job Evaluation Programme between the Corporation of the City of Hamilton and C.U.P.E. Local 1041 be approved and implemented in accordance with the terms therein.
28. That the Memorandum of Agreement between the Corporation of the City of Hamilton and the Hamilton Professional Fire Fighters Association (H.P.F.F.A.) Local 288, dated 1994 June 15, be approved and implemented in accordance with the terms therein.
29.
  - (a) That the City agree to contribute \$100,000. toward resolution of the claims of Susan Parkes et.al in Ontario Court (General Division) Action #1983/85, said sum representing the City's deductible on its Automobile Insurance Policy at the applicable time; and,
  - (b) That the Plaintiffs be required to provide a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action #1983/85 be dismissed as against the City of Hamilton without costs.

**1994 July 26**

30. That leave be granted to introduce the following Bills:

- (a) D-23 A By-law to Authorize 1994 Debenture Projects and Amounts.
- (b) D-24 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Charlene Touzel  
Acting Secretary  
1994 July 21**

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Scott Abbott	I	Forester III (D-12)	Public Works	Replacing Mr. R. Parsik - promoted, April 30/94	\$35,322.56	June 27/94
Mr. Angelo Amore	I	Traffic Signs & Markings Specialists (11-E)	Traffic	Replacing Mr. P. Dubord - absent with permission	\$29,714.88 to \$32,754.28	May 11/94
Mr. Edgardo Andaya	I	Truck Driver (D-13A)	Public Works	Replacing Mr. A. Rothead - promoted, May 02/94	\$35,686.56	June 06/94
Mr. Mark Andrechek	I	Rink Attendant I (D-16)	Culture & Recreation	Replacing Mr. F. LaLonde - retired, June 30/94	\$36,780.64	June 20/94
Ms. Joyanne Beckett	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Replacing Ms. Z. Kristie - promoted, May 01/94	\$37,883.04 to \$43,825.60	June 13/94
Ms. Sara Bradley	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Additional Staff Council Approved February 11/94	\$37,883.04 to \$43,825.60	June 13/94

Appendix "A" referred  
to in Section 11 of the  
**TWELFTH** Report of the  
Finance and Administration  
Committee for 1994.

Prepared July 14/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Patrick Fournier	I	Truck Driver (D-13)	Public Works	Replacing Mr. J. Zizek - transferred, May 02/94	\$35,686.56	June 13/94
Mr. Roland Gosselin	I	Truck Driver (D-13)	Public Works	Replacing Mr. J. Wotta - transferred, May 02/94	\$35,686.56	June 13/94
Mr. Joel Luke	I	Gardener III (D-7)	Public Works	Returning to former position	\$33,496.32	May 30/94
Mr. Lawrence Lupton	I	Signs & Markings Specialist (11-C)	Traffic	Replacing Mr. R. Jones - promoted, March 01/94	\$28,956.20 to \$31,989.88	June 20/94
Ms. Marianne Lyon	E	Building Inspector (D-15A)	Building	Replacing Mr. J. Walker - deceased, Jan. 16/92	\$42,280.16 to \$48,626.76	June 13/94
Mr. Randy Manuel	I	Gardener I (D-17)	Public Works	Replacing Mr. F. Giannini - returning to former position	\$37,146.72	May 30/94
Ms. Jacqueline Maxwell	I	Parking Control Officer (13-I)	Traffic	Replacing Ms. Melissa Eberhardt - promoted, July 19/93	\$32,560.32 to \$37,396.32	May 23/94

Prepared July 14/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Erin McClintock	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Replacing Mr. R. Kuipers - promoted, April 01/94	\$37,883.04 to \$43,825.60	June 13/94
Mr. Harold Mestekemper	I	Sanitation Worker 2-Man Crew (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 30/94
Ms. Alison Orr	E	Building Inspector (25-A)	Building	Replacing Mr. David Gibson - retired, Dec. 31/93	\$42,280.16 to \$48,626.76	June 13/94
Mr. Karl Riimand	I	Gardener I (D-17)	Public Works	Replacing Mr. L. Cialini - promoted, May 16/94	\$37,146.72	June 13/94
Mr. Robert Taylor	I	Truck Driver (D-13)	Public Works	Replacing Mr. D. Hitzroth - promoted, May 02/94	\$35,686.56	June 13/94

Prepared July 14/94

Status
Internal - I
External - E



## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Brian Vance	I	Truck Driver (D-13)	Public Works	Replacing Mr. D. Thomas - transferred, May 09/94	\$35,686.56	June 13/94
Mr. Tien Vuong	I	House Plan Examiner (19-A)	Building	Replacing Mr. F. Genovese - promoted, April 01/94	\$36,392.72 to \$42,130.92	May 31/94
Mr. Don Williams	I	Fire Safety Officer (C7A)	Fire	Replacing Mr. F. Bianucci - promoted, May 08/94	\$57,934.32	June 01/94

Prepared July 14/94

Status
Internal - I
External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Marcel Bellehumeur	Lead Hand Welder	Public Works	Retired (Early)	27 years, 1 month	June 30/94
Mr. Edward Ciesielski	Supervisor Stores	Treasury	Retired (Early)	36 years	June 30/94
Mr. Peter Fidanza	Labourer	Public Works	Retired	15 years, 2 months	June 30/94
Mr. Steven Fish	Roller Operator	Public Works	Retired (Early)	22 years	June 30/94
Mr. Sam Gentile	Lead Hand/Truck Driver	Public Works	Retired (Early)	24 years	June 30/94
Mr. Frederick LaLonde	Rick Attendant I	Culture & Recreation	Retired (Early)	28 years, 10 months	June 30/94
Mr. Anton Paver	Labourer	Public Works	Retired (Early)	32 years, 1 month	June 30/94
Mr. Matteo Sassanelli	Concrete Finisher	Public Works	Retired (Early)	2 years, 11 months	April 29/94
Mr. Richard Seager	Assistant Supervisor Taxation-Realty	Treasury	Retired (Early)	33 years, 6 months	June 30/94
Mr. Dave Smith	Traffic Checker	Traffic	Terminated	20 years	May 25/94
Mr. Gary Vickers	Labourer	Public Works	Retired (Early)	25 years, 10 months	June 30/94

Prepared July 14/94

## Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons









1994 July 26

**REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FOURTH** Report for 1994 and respectfully recommends:

1. That the Tow Truck Driver Licence Application of Byron E. Daniel, 6 East 25th Street, Hamilton, be denied.

Confidential background information provided to members of City Council under separate cover.

**Respectfully Submitted,**

**ALDERMAN T. COOKE, CHAIRPERSON  
LICENSING COMMITTEE**

**Stella Glover  
Secretary**

**1994 July 13**







1994 July 26

**REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW**

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Mayor presents his FIFTH Report for 1994 and respectfully recommends:

1. (a) That the names of the Mayor's Race Relations Committee and Mayor's Race Relations Advisory Council be changed to the Mayor's Committee Against Racism and Discrimination and the Mayor's Advisory Council Against Racism and Discrimination, in order to use more appropriate terminology and to reflect the terminology currently in use by the Provincial Government; and,
- (b) That this name change take effect at the end of the present term of City Council.

**RESPECTFULLY SUBMITTED,**

**ROBERT M. MORROW  
MAYOR**

Stella Glover  
Secretary  
1994 June 27





**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, 1994 JULY 26  
7:30 O'CLOCK P.M.  
COUNCIL CHAMBER, CITY HALL**

**B I L L S**



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE PARTS 1, 3 AND 4, ON PLAN 62R-8083  
INTO LIMERIDGE ROAD**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Limeridge Road by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Limeridge Road.

Part of Lot 9, Concession 7, formerly in the township of Barton, designated as Parts 1, 3 and 4, on Plan 62R-8083.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE PART 6, PLAN 62R-12388  
INTO UPPER PARADISE ROAD**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Upper Paradise Road by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Upper Paradise Road.

Part of Lot 1, Concession 1, formerly in the township of Glanford, designated as Part 6, on Plan 62R-12388.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

**A.D. 1994**

City Clerk

Mayor



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE PART 4, PLAN 62R-11281  
INTO ACADIA DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Acadia Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Acadia Drive.

Part of Lot 1, Registered Plan 909, designated as Part 4, on Plan 62R-11281.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 94-**

**TO INCORPORATE PARTS 3 AND 5, PLAN 62R-11281  
INTO BUTLER DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Butler Drive by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Butler Drive.

Part of Lot 1, Registered Plan No. 909, designated as Part 5, Plan 62R-11281, and Part of Lots 1 and 2, Registered Plan No. 909, designated as Part 3, on Plan 62R-11281.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 94-

TEMPORARY CLOSURE OF THE PORTION OF FERGUSON AVENUE  
BETWEEN KING STREET & REBECCA STREET

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 (1) of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to temporarily close any highway or part of a highway;

**AND WHEREAS** an application by the International Village B.I.A. has been received for temporary closure of Ferguson Avenue between King Street and Rebecca Street, excluding the intersection of King William Street;

**AND WHEREAS** it is expedient to temporarily stop-up portions of Ferguson Avenue;

**AND WHEREAS** Notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Traffic and Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of Ferguson Avenue described as;

Firstly: Part of Ferguson Avenue (formerly Nelson Street) as shown on Registered Plan No. 36 & No. 38, extending from the northern limit of King Street, Registered Plan No. 38 to the southern limit of King William Street (formerly East Market Street) Registered Plan No. 36.

Secondly: Part of Ferguson Avenue (formerly Nelson Street) as shown on Registered Plan No. 36, extending from the northern limit of King William Street (formerly East Market Street) to the southern limit of Rebecca Street, Registered Plan No. 36.

All in the City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The portions of Ferguson Avenue described in 'Firstly' and 'Secondly', are hereby temporarily stopped up and closed from 8:00 a.m. to 6:00 p.m., every Sunday and statutory holiday from July 31, 1994 to October 16, 1994.

**PASSED** this

day of

A.D. 1994

City Clerk

Mayor

## BY-LAW NO. 94 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 9 (Through Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following item, namely:-

"Rice Avenue, from the southerly limit of Sanatorium Road to the northerly limit of Mohawk Road".

2. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"Forest	South	John to 128 feet west	8:00 am - 6:00 pm
Jackson	North	commencing at a point 120 feet east of Walnut to a point 68 feet easterly therefrom	Anytime
Dunsmure	South	commencing at a point 70 feet west of Garfield to a point 17 feet westerly therefrom	Anytime
National	South & East	Ellen to 46 feet north of the north curb line of Derek	Anytime".

and by deleting therefrom the following items, namely:-

"Jackson	North	commencing 120 feet east of Walnut to 44 feet easterly	Anytime
Pearl	East	commencing 90 feet south of Peter to a point 31 feet southerly therefrom	Anytime".

3. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Wood	Both	MacNab to James	Anytime
James	West	commencing at a point 124 feet north of Macauley to a point 20 feet northerly therefrom	Anytime
William	East	commencing at a point 63 feet north of Barton to a point 24 feet northerly therefrom	Anytime
Pearl	East	commencing at a point 90 feet south of Peter to a point 31 feet southerly therefrom	Anytime".

and by deleting therefrom the following item, namely:-

"Holmes            South            from a point 156 feet west of Emerson  
to a point 24 feet westerly therefrom    Anytime".

4.    **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

"Ray	East	Main to George	2 hr	8 am - 6 pm	Mon - Sat
Cathcart	East	Kelly to Cannon	1 hr	Anytime	
Stacey	South	Columbia to Laurier	1 hr	8 am - 4 pm	Mon - Fri".

and by deleting therefrom the following items, namely:-

"Cathcart	East	Kelly to Cannon	1 hr	8 am - 8 pm	Mon - Fri
Ray	East	George to 100 ft south	1 hr	8 am - 6 pm	Mon - Sat".

**PASSED** this

day of

A.D. 1994.

CITY CLERK

MAYOR









## The Corporation of the City of Hamilton

## BY-LAW NO. 94-

To Designate:

## LAND LOCATED AT MUNICIPAL NO. 36 HUNTER STREET EAST

As Property of:

## HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

**WHEREAS** the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

**AND WHEREAS** two objections were served on the City Clerk as required by subsection 29(5) of the said Act;

**AND WHEREAS** one objection was withdrawn on the 18th day of May 1993 and the other objector is no longer owner of the said property;

**AND WHEREAS** it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 36 Hunter Street East and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
  - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
  - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

**PASSED** this                      day of

A.D. 1994

CITY CLERK

MAYOR

Schedule "A"

To

By-law No. 94-

36 Hunter Street East, Hamilton, Ontario

Part of Lots 67, 68, 69, 70, 89, 90, 91, 92, 93, 94, 100, 101, Part of Market Reserve, Part of Hunter Street and Part of Hughson Street (Streets Closed By-Law No. 4458 (Sixthly) December 13, 1932, Registered as Instrument No. 1044 By-Laws), Part of the Lane running easterly from Hughson Street and southerly to Market Reserve (Closed by By-Law 4458 (Fifthly), Registered as Instrument No. 1044 By-Laws), according to George Hamilton Survey, Registered Plan No. 1431 and All of Lots 1, 10, 11, 12, Part of Lots 2, 3, 4, 5, 6, 7, 8, 9 and Part of the Lane (Closed by By-Law No. 792, Registered as Instrument No. 97 By-Law and By-Law No. 4458 (Fifthly), Registered as Instrument No. 1044 By-Laws), according to M. & S. Rossin Survey, Registered Plan No. 25, more particularly described as Parts 1, 2, 4, 5, 6, 7, 8, 9, 13, 14, 15, 19, 20, 21, 23 and 24 on Reference Plan No. 62R-12921.

RESERVING a permanent easement or a right in the nature of a permanent easement in favour of the Transferors and their successors and assigns, on or over Part 23 on Reference Plan No. 62R-12921 to provide physical support for and all railway facilities on, for maintenance and repair of railway facilities on, and to permit the actual physical presence of ballast and storm drains on, Parts 3, 10, 11, 12, 16, 17, 18 and 22 on Reference Plan No. 62R-12921.

RESERVING a temporary easement or a right in the nature of a temporary easement in favour of the Transferors and their successors and assigns, on or over Part 5 on Reference Plan No. 62R-12921 for the installation, maintenance and repair of signal bridges and signal sight lines as may be required by the Transferors or their successors and assigns.



## Schedule "B"

to

### By-law 9

## Former Toronto, Hamilton and Buffalo Railway Station (Proposed GO-Transit Centre)

### 36 Hunter Street East, Hamilton

The former Toronto, Hamilton and Buffalo (TH&B) Railway Station, situated on Hunter St. East at the head of Hughson Street, ranks as a major architectural landmark of Hamilton's downtown core. The station was constructed in 1931-33 by the TH&B Railway to serve as both a passenger/freight terminal and the company's headquarters. In 1977, Canadian Pacific Railway (CPR) bought control of the railway line and in 1981, the station ceased to function as a passenger terminal. Current plans are to restore and convert the station into the new GO-Transit Centre for rail and bus transportation. In 1991, the former TH&B Station was designated under the federal Heritage Railway Stations Protection Act.

The TH&B headquarters were designed by the New York architectural firm of Fellheimer and Wagner in a streamlined modernist style known as Art Moderne. Well-known for their spectacular railway stations in Buffalo and Cincinnati, the firm provided Hamilton with a high-styled modernist structure which was at the forefront of railway station design in Canada.

#### Context

The importance of the downtown railway terminal, located just three blocks south of the city's central Gore Park, was recognized in its siting. The station was placed on the cross-axis of Hughson Street, and Hunter Street was re-aligned to curve out in front of the building.

In a larger context, the TH&B Station's location at the southern end of Hughson Street corresponds to the Canadian National Railway (CNR) Station's location at the northern end. Both stations face towards the city centre and both were built in the same period, the CNR Station having been completed in 1931, just as construction began on the TH&B Station.

#### History

The 102-mile railway link between the three major cities came about in 1895 as a result of pressures to introduce competition to the Grand Trunk Railway; to provide the shortest land route to American rail lines; and to give new service along the Hamilton-Niagara corridor.

Established originally as a through-line for passenger and freight service, the TH&B Railway in 1899 constructed a beltline to the City's new industrial lands at the east end, thereby facilitating Hamilton's major industrial expansion of the early 20th century. So profitable was the freight traffic - business increased tenfold between 1901 and 1917 - that the company could elect in the middle of the Depression to build new facilities to replace the Victorian structure of 1895.

#### Architecture

Built of a steel frame construction with a cut-limestone exterior, the structure combines a central, stepped headquarters tower six-stories high over a two-story railway station, which extends laterally in low, rounded projecting wings. Concrete retaining walls stretch out horizontally from the station to connect to the bridges at James and John Streets.

Stylistically, the building achieves a unique combination of the modernist elements popular in the 1920's and '30's. Characteristic of the avant-garde International Style are the stepped office tower configuration and bands of windows which wrap around corners, a hallmark of the curtain wall construction made possible by the use of structural steel. Likewise, the smooth planar walls devoid of any traditional ornamentation, and, in particular, the curved walls of the lower stories, are typical of the streamlined Art Moderne style. Art Deco influence can be seen in the decorative treatment above the central vertical strip window.

The two-storey station, on the other hand, stands as a rare example of a pure Art Moderne public building. On the exterior and throughout the interior can be found the curved forms, polished metals and sleek machined detailing of this stream-lined version of the modernist movement. In the central focal point - the two-story concourse - the design of the architecture and the design of the interior fittings (fixtures, furnishings and signage) achieve total integration, inspired by the same lean industrial aesthetic.

#### Designated Features

Of importance to the preservation of the former TH&B Railway Station are the original features of all four exteriors, including the limestone walls; windows; entranceways, doors, and porticos; original signage, architectural ornamentation and flagpole; the concrete retaining walls; the platform structures; and the interior entrance lobby and semi-circular concourse, including the mezzanine and all original interior design features, including but not limited to the terrazzo floor, walls, ceiling, doors, columns, steel decoration, lighting and accessory fixtures, clock, wickets, signage, etc.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 22 VEEVERS DRIVE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

**WHEREAS** the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

**AND WHEREAS** no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

**AND WHEREAS** it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 22 Veevers Drive and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
  - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
  - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this

day of

A.D. 1994

CITY CLERK

MAYOR

Schedule "A"

To

By-law No. 94-

22 Veevers Drive, Hamilton, Ontario

Parcel 72-1, Section M-3

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division at Hamilton

Being Lot 72, Plan M-3



## Schedule "B"

to

By-law No. 94-

### The Veevers Home

#### 22 Veevers Drive, Hamilton

##### Context

The former home of Ronald and Bertram Veevers, generously donated by the two brothers to the City of Hamilton in 1985, comprises an enlarged 1850s stone farmhouse and attractive 1.5 acre garden situated near the base of the escarpment just east of the Red Hill Creek Valley. The subdivision of the original 200-acre farm in the 1960s and early 1970s reduced the Veevers property to a total of 12 acres, including a separate 10.5 acre parcel of undeveloped escarpment land.

Up until the 1950s, the farmhouse stood in its original form atop a hill surrounded by rolling pastures, woodland and orchards. Landscaping around the house, largely completed in the 1950s and 1960s, created a parklike setting of special horticultural interest featuring lawns with alleys of trees, rose and tulip beds, and a rockery. Now enclosed by a high iron fence, this garden oasis effectively buffers the house from the engulfing 20th century suburban development, dominated by single-family homes to the north and east and high-rise apartments to the west.

##### History

Today the Veevers Home stands as a vestige from the pioneer farming era, dating back to the early settlement of Saltfleet Township, when it was closely associated with two important pioneer families: the Deans and the Gages. The original 200-acre crown grant to John Thatcher was purchased in 1834 by James Dean, who erected the present stone farmhouse between 1851 and 1861. Sold in 1871 to John Gage, the house and farm remained in his possession until 1912. The property then changed hands three more times before it was purchased in 1934 by Ronald, Bertram, Cyril and Raymond Veevers and occupied by all eight members of the Veevers family.

The Veevers brothers ran a large and successful fruit and dairy farm, raising a sizable herd of Holstein cattle, and up to the 1940s operated their own dairy. Farming activities were subsequently scaled down and only the two elder brothers, Ronald and Bertram, remained on the farm. The surplus land was sold for development and the last 12 acres, including the farmhouse and 1.5 acre garden, was deeded to the City of Hamilton for public use. The two brothers retained the use of the house and garden until the death of the last surviving brother in 1993.

##### Architecture

This 1 1/2 storey house, built of rough-hewn stone quarried from the escarpment, is a relatively rare example of a pre-Confederation stone farmhouse in the Hamilton area and, in its original form, a very good example of its type. It has the fine masonrywork, wide horizontal proportions and restrained ornamentation characteristic of early settlers' houses dating from the 1820s through the 1850s. The well-proportioned, symmetrical five-bay facade originally featured a wide doorway with a panelled wood door and sidelights, and a somewhat unusual row of low square, upper storey windows. As a result of extensive renovations undertaken in 1968, these square windows were replaced by higher and taller dormers and the doorway



was modified. Despite these alterations and two modern additions, the house is in excellent condition and retains much of its original character, at least on the exterior.

#### Designated Features

Important to the preservation of 22 Veevers Drive are the original features of all four facades of the 1850s farmhouse, including the stone masonry walls, end chimneys, flat-arched lintels and solid stone sills, the denticulated returned eaves, and the original door and window openings. Excluded are the two-storey wing and garage added to the rear (south-east corner), the glass conservatory (rear), and the modern front door and dormer windows.

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Adopt:

Official Plan Amendment No. 124

Respecting:

**LANDS LOCATED AT THE NORTHWEST CORNER OF RYMAL ROAD WEST  
AND GARTH STREET,  
WITHIN THE FALKIRK EAST NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 124 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

**PASSED** this                      day of

A.D. 1994

**CITY CLERK**

**MAYOR**

(1994) 10 R.P.D.C. 5A, June 28  
Mr. Jerry Amatangelo (In Trust), Owner  
Amended ZA-93-39

**Amendment No. 124**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 124.

**Purpose:**

The purpose of this Amendment is to redesignate a 2.6 acre parcel of land from "Residential" to "Commercial" to permit the development of a shopping centre totalling 1,580 m<sup>2</sup> gross floor area and a medical centre totalling 2,376 m<sup>2</sup> gross floor area.

**Location:**

The lands affected by this Amendment are located at the northwest corner of Rymal Road West and Garth Street, within the Falkirk East Neighbourhood.

**Basis:**

The basis for redesignating the subject lands from "Residential" to "Commercial" to permit the development of a shopping centre and a medical centre are as follows:

- 1) The subject lands are located at the intersection of two major arterial roadways; and,
- 2) The shopping centre and medical centre will respond to the needs of an increasing population base in the South Mountain area of Hamilton.

**Actual Changes:**

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the 2.6 acre parcel of land at the northwest corner of Rymal Road West and Garth Street from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

**Implementation:**

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- , passed on the day of , 1994.

**The Corporation of the  
City of Hamilton**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor



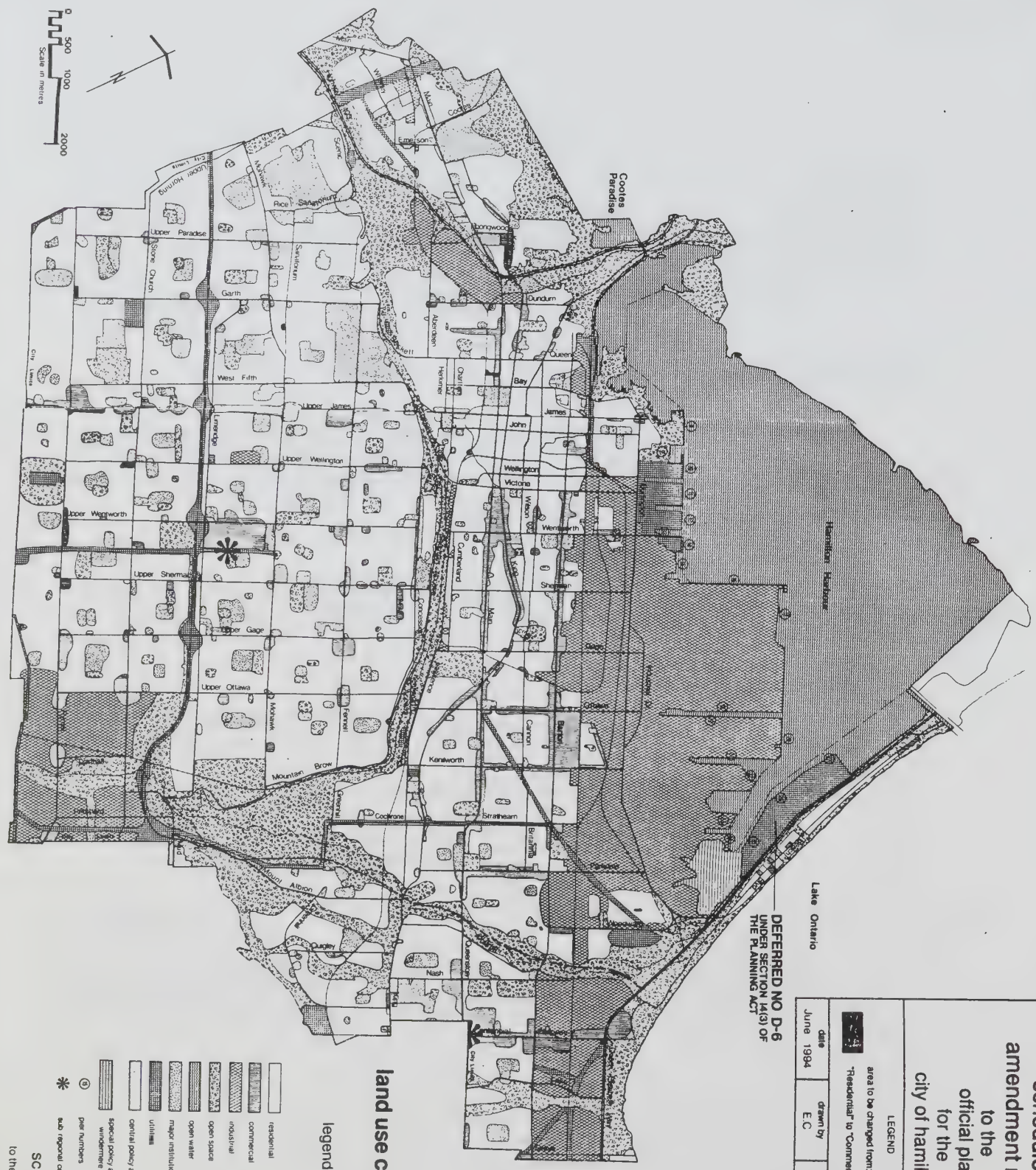
# **schedule A** **amendment no.124** to the official plan for the city of hamilton

## **LEGEND**

area to be changed from:  
"Residential" to "Commercial"

date	drawn by	reference file no.
June 1994	E.C.	OPA 124

**DEFERRED NO D-6**  
**UNDER SECTION 14(3) OF**  
**THE PLANNING ACT**



## **land use concept**

### **legend**

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utility
- central policy area
- special policy area
- undetermined basin
- per numbers
- sub regional centre

**schedule A**  
to the official plan  
for the city of hamilton  
T-100000-24-0004



The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Adopt:

Official Plan Amendment No. 126

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF GARTH STREET,  
SOUTH OF THE FREEWAY,  
AND KNOWN MUNICIPALLY AS NO. 44 GREENDALE DRIVE,  
WITHIN THE GILKSON NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 126 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

**PASSED** this                      day of

A.D. 1994

**CITY CLERK**

**MAYOR**

(1994) 10 R.P.D.C. 2A, June 28  
Seven Towers Non-Profit Family  
Day Care Inc., Owner  
Amended ZAC-94-09

**Amendment No. 126**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 126.

**Purpose:**

This Amendment will place the subject lands in a new Special Policy Area 66 to establish a child care agency within a Residential designation.

**Location:**

The lands affected by this Amendment are situated on the west side of Garth Street, south of the Freeway, and known municipally as No. 44 Greendale Drive, within the Gilkson Neighbourhood.

**Basis:**

The basis for permitting an office for a child care agency on the subject lands is as follows:

- 1) It results in the consolidation of a number of child care services and the agency administrative offices in one location;
- 2) it provides for a variety of child care related services for residents of this area; and,
- 3) it allows for employment opportunities within walking distance of the adjacent residences.

**Actual Changes:**

- 1) Schedule "B" - Special Policy Areas be revised by adding the subject lands as Special Policy Area 66, as shown on the attached Schedule "B" of this Amendment; and,

- 2) Section A.2.9.3 be amended by adding the following as Policy A.2.9.3.61: .

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 66, and known municipally as 44 Greendale Drive, an office for a child care agency will be permitted."

**Implementation:**

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- , passed on the day of , 1994.

**The Corporation of the  
City of Hamilton**

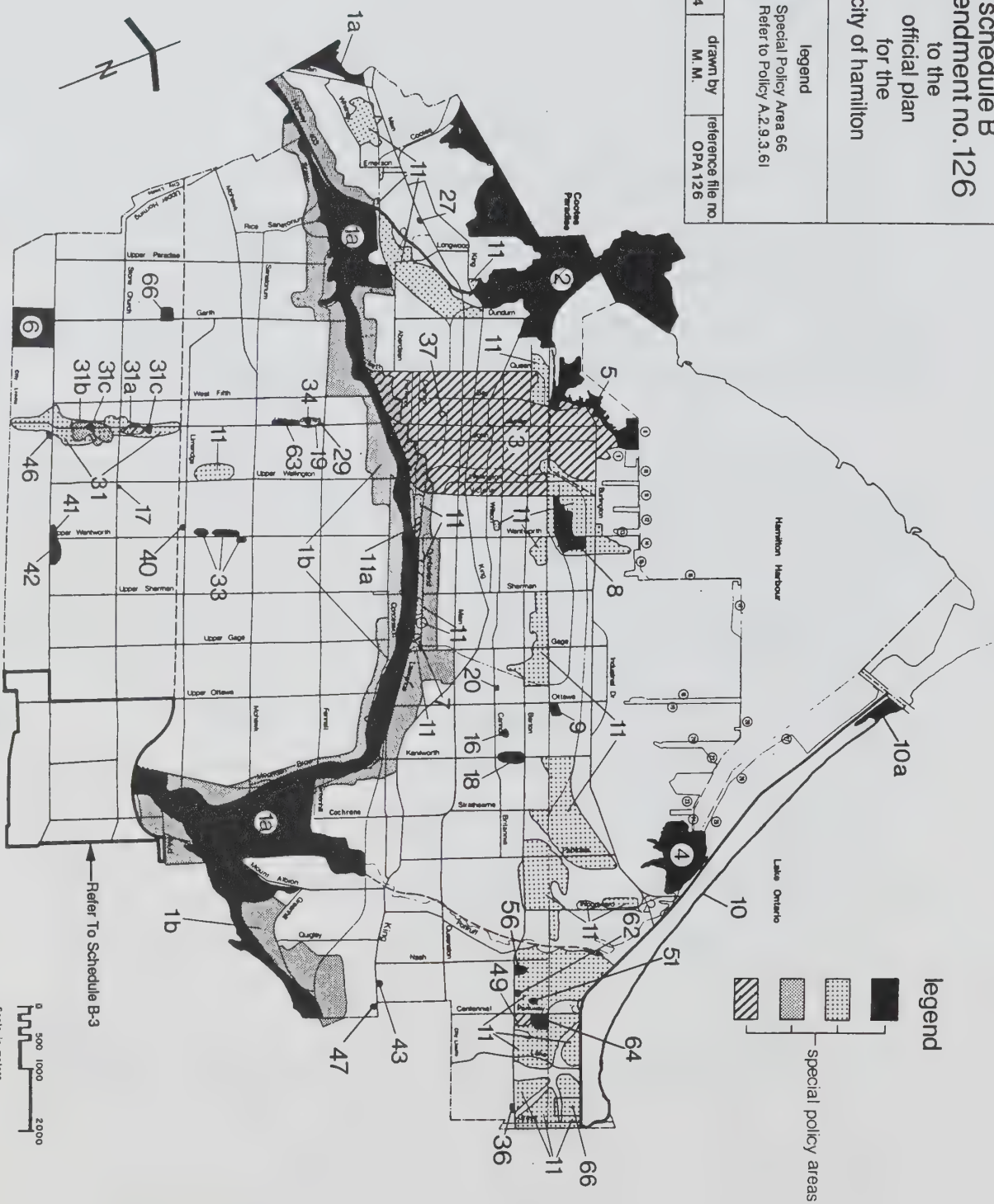
\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

# schedule B to the official plan for the city of hamilton

date June, 1994  
drawn by M.M.  
reference file no. OPA126

Special Policy Area 66  
Refer to Policy A.2.9.3.61



legend

special policy areas

## special policy areas

AREA	REFER TO
1(a)	A.2.9.1
1(b)	A.2.9.1
2	A.2.9.2
3	A.2.9.3
4	A.2.9.3.1
5	A.2.9.3.2
6	A.2.9.3.4
7	A.2.9.3.5
8	A.2.9.3.6
9	A.2.9.3.7
10	A.2.9.3.8
10(a)	A.2.9.3.9
11	A.2.9.3.10
11(a)	A.2.9.3.11
16	A.2.9.3.14
17	A.2.9.3.15
18	A.2.9.3.16
19	A.2.9.3.17
20	A.2.9.3.18
26	A.2.9.3.21
27	A.2.9.3.22
29	A.2.9.3.23
30	A.2.9.3.24
31	A.2.9.3.25
31(a)	A.2.9.3.26
31(b)	A.2.9.3.27
31(c)	A.2.9.3.28
32	A.2.9.3.29
33	A.2.9.3.30
34	A.2.9.3.31
35	A.2.9.3.32
36	A.2.9.3.33
37	A.2.9.3.34
38	A.2.9.3.35
40	A.2.9.3.36
41	A.2.9.3.37
42	A.2.9.3.38
43	A.2.9.3.39
44	A.2.9.3.40
45	A.2.9.3.41
46	A.2.9.3.42
47	A.2.9.3.43
48	A.2.9.3.44
49	A.2.9.3.45
50	A.2.9.3.46
51	A.2.9.3.47
52	A.2.9.3.48
53	A.2.9.3.49
54	A.2.9.3.50
55	A.2.9.3.51
56	A.2.9.3.52
62	A.2.9.3.53
63	A.2.9.3.54
64	A.2.9.3.55

Refer to Schedule B-1 for Special Policy Areas  
in the Downtown  
Refer to Schedule B-3 for Special Policy Areas  
in the East Mountain Industrial Business Park

## schedule B

to the official plan  
for  
the city of Hamilton  
February, 1993

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Adopt:

Official Plan Amendment No. 127

Respecting:

**LANDS LOCATED ON THE WEST SIDE OF WALNUT STREET,  
NORTH OF FOREST AVENUE,  
AND KNOWN MUNICIPALLY AS NO. 180 WALNUT STREET  
WITHIN THE CORKTOWN NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 127 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

**PASSED** this                      day of

**A.D. 1994**

**CITY CLERK**

**MAYOR**

(1994) 10 R.P.D.C. 4A, June 28  
Ivo Civitarese et al, Owner  
ZAC-94-03



**Amendment No. 127**  
**to the**  
**City of Hamilton Official Plan**

The following text, together with Schedule "B-1", attached hereto, constitutes Official Plan Amendment No. 127.

**Purpose:**

The purpose of this Amendment is to establish "Special Policy Area 67" for 180 Walnut Street to permit a restaurant within the "Residential" designation.

**Location:**

The lands affected by this Amendment are situated on the west side of Walnut Street, north of Forest Avenue, and known municipally as No. 180 Walnut Street, within the Corktown Neighbourhood.

**Basis:**

The basis for permitting a restaurant within the existing building at 180 Walnut Street is as follows:

- 1) it provides for an adaptive re-use of a listed building of Architectural and/or Historical interest;
- 2) it will serve the needs of residents of the local area.

**Actual Changes:**

- 1) Schedule "B-1" - Other Special Policy Areas be revised by adding the subject lands as Special Policy Area 67, as shown on the attached Schedule "B-1" of this Amendment; and,

- 2 -

- 2) Section A.2.9.3 be amended by adding the following as Policy A.2.9.3.62:

"Notwithstanding Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B-1" as SPECIAL POLICY AREA 67, and known municipally as 180 Walnut Street, a restaurant shall be permitted only within the existing building.

**Implementation:**

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 94- , passed on the day of , 1994.

**The Corporation of the  
City of Hamilton**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

**schedule B-1**  
to the  
official plan  
for the  
city of hamilton










legend  
Special Policy Area 67  
Refer to Policy A.2.9.3.62

date  
June, 1994  
drawn by  
M. M.  
reference file no.  
OPA127



**other special  
policy areas**

legend

-  refer to policy A.2.9.3.10
-  refer to policy A.2.9.3.11
-  refer to policy A.2.9.3.12
-  refer to policy A.2.9.3.13
-  refer to policy A.2.9.3.20
-  refer to policy A.2.9.3.23
-  refer to policy A.2.9.3.34
-  refer to policy A.2.9.3.53
-  refer to policy A.2.9.3.60

**schedule B-1**

to the official plan  
for  
the city of hamilton

February, 1993

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 9 BRANTDALE AVENUE**

**WHEREAS** it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the special condition relating to this rezoning, referred to in Section 14 of the 18th Report of the Planning and Development Committee adopted by City Council on the 27th day of October 1992, has been satisfied;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-7 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (i) notwithstanding Section 13C(4)(i) of Zoning By-law No. 6593, a landscape planting strip having a minimum width of 3.0 m shall be provided and maintained along the street line (northerly property line), except for any area used for vehicular access.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1289.

5. Sheet No. W-7 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1289.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of                      A.D. 1994

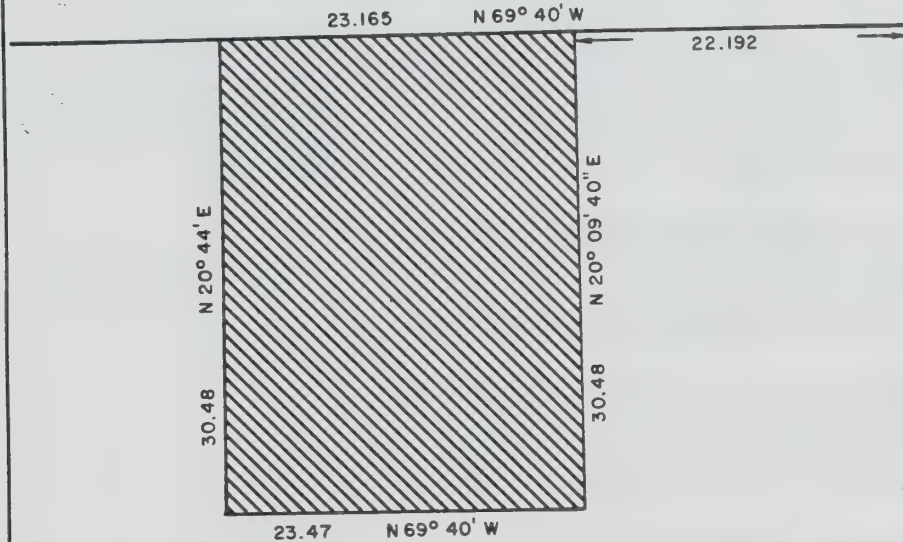
CITY CLERK

MAYOR

(1992) 18 R.P.D.C. 14, October 27  
 (1994) 10 R.P.D.C. 19, June 28  
 Peter Esposto, Owner  
 ZA-92-35



# BRANTDALE AVENUE



UPPER JAMES STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9  
Passed the ..... day of ....., 199

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 9

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)  
District to "G-3" (Public Parking Lots)  
District, modified.

North



Scale  
NOT TO SCALE

Date  
OCTOBER, 1992

Reference File No.  
ZA 92-35

Drawn By  
Z.K.

## The Corporation of the City of Hamilton

## BY-LAW NO. 94-

To Amend:

By-Law No. 74-74

## TO AMEND THE PROPERTY STANDARDS BY-LAW

**WHEREAS** the Council of the Corporation of the City of Hamilton passed By-Law No. 74-74 on the 30th day of April 1974, in accordance with the Planning Act, R.S.O. 1970, Chapter 349, Section 36, (now the Planning Act R.S.O. 1990, Chapter 13 authorizing a Council to enact a by-law,

- a) for prescribing standards for the maintenance and occupancy of property within the municipality or within any defined area or areas and for prohibiting the occupancy or use of such property that does not conform with the standards;
- b) for requiring property that does not conform with the standard to be repaired and maintained to conform with the standards or for the site to be cleared of all buildings, structures, debris or refuse and left in a graded and levelled condition;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton on (date), in adopting Item (number) of the (number) Report of the Planning and Development Committee, authorized this By-Law.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. Section 19 of By-Law 74-74 is amended by adding the following subsection:

(7)

- (i) "Exterior walls of a building or structure and their components shall be maintained free of painted slogans, graffiti or similar defacements"; and,
- (ii) Exterior walls of a building or structure, and their components, shall be maintained free of posters or advertisements which are:
  - a) for events which have already occurred; or
  - b) which are, or may become, loosened, dislodged, torn or otherwise in a condition which may permit them to detach and become litter.

2. In all other respects By-Law No. 74-74 is hereby confirmed, unchanged.

PASSED this

day of

A.D. 1994.

CITY CLERK

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

By-Law No. 92-094

APPOINTMENT OF INSPECTORS

**WHEREAS** By-Law No. 92-094, passed on the 31st day of March, 1992, provided for the appointment of the Chief Building Officials and Inspectors under The Building Code Act, R.S.O. 1990, Chapter 13.

**AND WHEREAS** it is intended to provide for additional Inspectors.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause 9 of By-Law 92-094 is amended by adding thereto the following names:
  - i) Gail Stevenson
  - ii) Douglas Tam
  - iii) Zoran Kristo
  - iv) Frank Genovese
  - v) Alison Orr
  - vi) Marianne Lyon
  - vii) Sarah Bradley
  - viii) Erin McClintock
  - ix) Joyanne Beckett
2. Clause 9 be further amended by deleting the following names:
  - i) Rae Ilton
  - ii) Alexander Fedora
  - iii) Charles Hewitt
  - iv) Gail Nolan
3. In all other respects By-Law No. 92-094 is hereby confirmed, unchanged.

**PASSED THIS**

**day of**

**A.D. 1994**

**CITY CLERK**

**MAYOR**

The Corporation of the City of Hamilton

BY-LAW NO. 94-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE NORTH-WEST CORNER OF GARTH STREET  
AND RYMAL ROAD WEST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 124, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District, the land comprised in Blocks 2 and 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. The "G-4" (Designed Neighbourhood Shopping Area) District provisions, as contained in Section 13D of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13D.(1) of Zoning By-law No. 6593, only the following commercial uses shall be permitted on Block 2 of the subject lands:
  - 1. Medical Office.
  - 2. Medical Laboratory.
  - 3. Pharmacy.

4. Physiotherapy Office.
5. X-ray Office.
6. Optician Office.
7. Retail Sale and Rental of Personal Health Aids;

- (b) notwithstanding Section 13D.(5) of Zoning By-law No. 6593, the combined area of Blocks 2 and 3 shall not exceed 10,548.0 m<sup>2</sup>;
- (c) a minimum 6.0 m planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the entire northerly lot line of Blocks 2 and 3, and westerly lot line of Block 2; and
- (d) a minimum 3.0 m planting strip shall be provided and maintained along the entire southerly lot line of Blocks 2 and 3, and easterly lot line of Block 3, except for the area used for access driveways.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-4" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1330.

5. Sheet No. W-27D of the District Maps is amended by marking the lands referred to in section 1(b) of this by-law, S-1330.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of

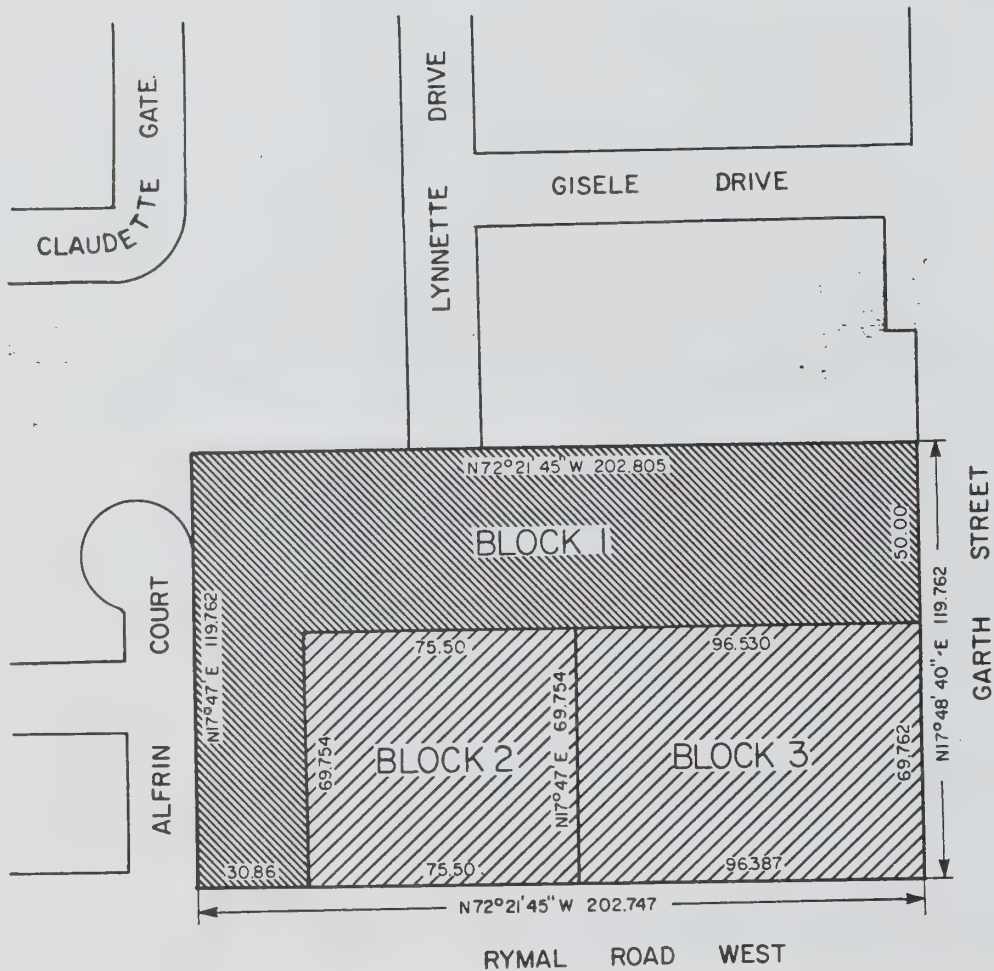
A.D. 1994

CITY CLERK

MAYOR

(1994) 10 R.P.D.C. 5B, June 28  
Mr. Jerry Amatangelo (In Trust), Owner  
ZAC-93-39





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 94-.....  
Passed the ..... day of ....., 1994.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 94-.....  
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from "AA" (Agricultural)  
District to:



"C" (Urban Protected Residential, etc.) District



"G-4" (Designed Neighbourhood  
Shopping Area) District, modified.



Scale  
Not to Scale

Date  
JUNE 1994

Reference File No.  
ZAC-93-39

Drawn By  
E. C.



SCHEDULE "A" TO BY-LAW 94

<u>Project</u>	<u>Gross Cost</u>	<u>Federal &amp; Provincial Subsidies</u>	<u>Debenture Amount</u>	<u>Term of Debenture</u>
1) Barrier Free Design Access - All City Owned Buildings	\$2,900,000	\$1,933,333	\$ 966,667	20 years
2) Barrier Free Design Access - Recreation Buildings (Dalewood)	188,000	125,333	62,667	20 years
3) Ivor Wynne Stadium Improvements	2,673,055	1,782,037	891,018	20 years
4) Roadway & Sidewalk Reconstruc- tion - Various Locations	3,800,000	2,533,333	1,266,667	20 years
5) Barrier-Free Access- Recreation Buildings	<u>268,000</u>	<u>178,667</u>	<u>89,333</u>	20 years
<b>TOTALS</b>	<u>\$9,829,055</u>	<u>\$6,552,703</u>	<u>\$3,276,352</u>	

\BYLAW\DEBENTU2.94

BY-LAW NO. 94 -

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF  
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF JULY  
A.D., 1994.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            26th                            day of    July                            A.D. 1994

CITY CLERK

MAYOR





1994 July 26

Minutes of Hamilton City Council  
Tuesday, 1994 July 26  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Jackson, Merling, Anderson, Ross, D'Amico.

Absent: Alderman B. Charters - vacation

Mayor Morrow called the meeting to order.

\* \* \* \* \*

The Council meeting commenced with the playing of the National Anthem.

\* \* \* \* \*

Father James Valk, C.R., Pastor of St. Joseph's Roman Catholic Church led Council in Prayer.

\* \* \* \* \*

Mayor R. M. Morrow presented a Certificate of Recognition to Pat Jaggard in memory of Bob Jaggard who served on the Keep Hamilton Clean Committee.

<p><b>ADOPTION OF MINUTES</b></p>
-----------------------------------

The minutes of the regular meeting held 1994 June 28 were adopted as circulated.

**PETITIONS AND CORRESPONDENCE**

1. Petition received 1994 July 4 requesting declaration of Lesbian and Gay Pride Day and Lesbian and Gay Pride Week.

**Received.**

2. Memorandum dated 1994 July 22 from the Mayor's Office respecting letter/petition and phone calls received in opposition to the declaration of Lesbian and Gay Pride Week.

**Received.**

3. Application dated 1994 July 20 from the Municipal Non Profit (Hamilton) Housing Corporation, City Hall, Hamilton, Ontario for modifications to the "H" (Community Shopping and Commercial, etc.) District regulations (Block "1" and to the "D" (Urban Protected Residential - One and Two - Family Dwellings etc.) District regulations (Block "2"), for lands located at No. 384 Barton Street East and No. 109 Smith Avenue, Hamilton, Ontario.

**Received.**

4. Application dated 1994 July 11 from Chedoke Health Corporation (Murray Halpren, Vice President, and Sandra Stephenson, Director), Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1"), "A" (Conservation, Open Space, Park and Recreation) District (Blocks "2" and "4") and "R-4" (Small Lot Single - Family Dwellings) District, (Block "3") for lands located between Scenic Drive and Chedmac Drive, west of Rice Avenue, Hamilton, Ontario.

**Received.**

5. Letter dated 1994 July 14 from Tony Matthews, Chairman of Tenant and Relations Committee, Hamilton Senior Citizens Apartments Ltd., re: 255 King Street West regarding Noise Complaints.

**Referred to Transport and Environment Committee and the Chief of Police.**

6. Letter dated 1994 July 21 from the Regional Municipality of Hamilton-Wentworth regarding the Solid Waste Management Strategic Plan.

**Referred to Transport and Environment Committee.**

7. Letter dated 1994 July 21 from the Regional Municipality of Hamilton-Wentworth regarding the Provincial 3R's and CFC Regulations.

**Referred to Transport and Environment Committee.**

8. Letter dated 1994 July 19 from Tony Aceti, President, Aceti's Restaurant and Tavern Ltd., Hamilton, Ontario regarding the patio at Aceti's Restaurant.

**Received.**

9. (a) Letter dated 1994 July 25 from the Business Association Council respecting funding for the purchase/maintenance of hanging flower baskets.  
(b) Letter dated 1994 July 26 from the Business Association Council respecting funding for the purchase/maintenance of hanging flower baskets.

**Referred to the Finance and Administration Committee.**

10. Application from 810202 Ontario Inc. to relocate the bingo operation currently operating at 1565 Upper James Street to 1119 Fennell Avenue East.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Licensing Committee, and The Report of His Worship Mayor R. M. Morrow, be now considered in Committee of the Whole with Alderman Kiss in the chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - TENTH REPORT</b>
---

It was moved by Alderman Agro and seconded by Alderman Merling that Rule No. 8 of the Procedural By-law No. 82-203 be invoked in order to consider resolutions respecting traffic matters on Emerald Street South and Cope Street and Dunsmure Avenue. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Agro that the following be added as Section 44 of the Tenth Report of Transport and Environment Committee:

44. (a) That the existing "No Stopping, Wheelchair Loading Only, 9:00 o'clock a.m. to 5:00 o'clock p.m., seven days a week" regulation on the east side of Emerald Street South commencing at a point 144 feet north of Stinson Street and extending to a point 29 feet northerly therefrom, be removed; and,
- (b) That a "No Stopping" driveway clearance be implemented on the east side of Emerald Street South commencing at a point 144 feet north of Stinson Street and extending to a point 12 feet northerly therefrom; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.

**CARRIED.**



It was moved by Alderman Wilson and seconded Alderman Copps that the following be added as Section 45 of the Tenth Report of the Transport and Environment Committee:

45. That a 4-way stop be implemented at the intersection of Cope Street and Dunsmure Avenue. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Agro that the following be added as Section 46 of the Tenth Report of the Transport and Environment Committee:

46. That leave be granted to introduce the following Bill:

A-54 A By-law to amend By-law No. 89-72 to Regulate Traffic. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson that Section 29 of the Eleventh Report of the Transport and Environment Committee for 1992, respecting the construction of a concrete curb on Upper Kenilworth Avenue east side from Landron Avenue to Limeridge Road, which was tabled by City Council at its meeting held 1992 October 27, be lifted from the table.

29. (a) That the estimated costs in the following local improvement projects, be increased:
- i. Upper Paradise Road east side from Stone Church Road to 187 m southerly and from 86 m south of Skyview Drive to 83 m southerly - construction of independent concrete sidewalk. The increase in the approved City share from \$7,964. to \$27,964.
  - ii. Upper Kenilworth Avenue east side from Landron Avenue to Limeridge - construct concrete curb. The increase in the approved City share from \$46,100. to \$56,100. **TABLED.**
  - iii. Limeridge Road south side from Upper Wellington Street to 263 m easterly and from 376 m east of Upper Wellington Street to 69 m easterly - construct independent concrete sidewalk. The increase in City share from \$25,588.80 to \$35,588.80.



- (b) That the Finance and Administration Committee be requested to recommend a source of funds for these increased costs.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson that Section 29 of the Eleventh Report of the Transport and Environment Committee for 1992, be referred back to the Transport and Environment Committee and that the Director of Public Works prepare plans for the City-owned property adjacent to this curbing and cost estimates for the installation of same. **CARRIED.**

<b>PARKS AND RECREATION COMMITTEE - TWELFTH REPORT</b>
--

**Section 2     Re: Selling of food and alcoholic beverages - Canadian Football League - Brian Timmis Stadium**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. 15.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

\* \* \* \* \*

**Section 12     Re: Selling of food and alcoholic beverages - St. Demetrios Church - Victoria Park**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. 15.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

**PARKS AND RECREATION COMMITTEE - THIRTEENTH REPORT**

**Section 2     Re: Selling of food and alcoholic beverages - Rotary Club of Hamilton - Pier 4 Park**

**Recorded vote.**

**YEAS:**       Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. -13.

**NAYS:**       Aldermen Agro, McCulloch, Jackson. -3.

**CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - ELEVENTH REPORT**

**Section 1     Re: Westdale B.I.A. - Hanging Floral Baskets**

It was moved by Alderman Drury and seconded by Alderman Morelli that Section 1 of the Eleventh Report of the Planning and Development Committee for 1994 be referred to the next meeting of the Finance and Administration Committee:

**Recorded vote.**

**YEAS:**       Aldermen McCulloch, Drury, Morelli, Copps, Wilson, Jackson, Merling, Anderson, D'Amico, Ross. 10.

**NAYS:**       Mayor Morrow, Aldermen Cooke, Kiss, Agro, Eisenberger. -5.

**CARRIED.**

**Section 22 Re: Introduction of Bill C-42.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 22 of the Eleventh Report of the Planning and Development Committee be amended by adding subsection (j) as follows:

- (j) C-42 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-law No. 75-190 respecting land located at No. 44 Greendale Drive.  
**CARRIED.**

**FINANCE AND ADMINISTRATION COMMITTEE - ELEVENTH REPORT**

**FINANCE AND ADMINISTRATION COMMITTEE - TWELFTH REPORT**

**Re: Bingo Hall Review Committee**

It was moved by Alderman Ross and seconded by Alderman D'Amico that Rule No. 8 of the Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a resolution respecting the establishment of a Committee and the appointment of its members to review the criteria and procedures to establish new bingo halls and to upgrade or relocate existing bingo halls.  
**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Drury and seconded by Alderman Morelli that the following be added as Section 31 of the Twelfth Report of the Finance and Administration Committee:

31. (a) That a Bingo Hall Review Committee, comprised of three members of City Council, be appointed for the purpose of reviewing and considering all applications for the establishment of new bingo halls and the upgrading or relocating of existing bingo halls in the City of Hamilton for recommendation to City Council, pursuant to the new Provincial Criteria and Procedures for Bingo Halls.

- (b) That Alderman T. Cooke, D. Drury and D. Wilson be appointed members of the Committee for the remainder of the term of Council. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson that Section 5 (b) of the Twenty-First Report of the Finance and Administration Committee for 1992, respecting the financing of an additional cost of \$10,000. for the construction of a concrete curb on Upper Kenilworth Avenue east side from Landron Avenue to Limeridge Road which was tabled by City Council at its meeting held 1992 October 27, be lifted from the table.

**CARRIED.**

5. That as referred to in Section 29 of the Eleventh Report for 1992 of the Transport and Environment Committee, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct the following projects:

- (a) Upper Paradise Road east side from Stone Church Road to approximately 187m southerly and from approximately 86m south of Skyview Drive to approximately 83m southerly - independent concrete sidewalk at an estimated gross cost be revised from \$27,700. (OMB No. E920755 dated 1992 August 28) to \$47,700. with a City's share being revised from \$7,964. to \$27,964. with an additional cost of City's share of \$20,000. to be financed from 1992 Capital Levy and the balance of \$19,736., being the Owner's share, remaining unchanged, to be financed by the issuance of debenture for a period not to exceed 20 years.

- (b) Upper Kenilworth Avenue east side from Landron to Limeridge - concrete curb at an estimated cost of \$46,100., being the City's share be revised to \$56,100. with an additional cost of the City's share of \$10,000. to be financed from 1992 Capital Levy. **TABLED.**

- (c) Limeridge Road south side from Upper Wellington Street to approximately 263m easterly and from approximately 376m east of Upper Wellington Street to approximately 69m easterly - independent concrete sidewalk at an estimated gross cost be revised from \$50,000. to \$60,000., with a City's share being revised from \$25,588.80 to \$35,588.80 with an additional cost of the City's share of \$10,000. to be financed from 1992 Capital Levy and the balance of \$24,411.20, being the owner's share remaining unchanged, to be financed by the issuance of debenture for a period not to exceed 20 years. **CARRIED.**



\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Jackson that Section 5 (b) of the Twenty-First Report of the Finance and Administration Committee for 1992, respecting the financing of an additional cost of \$10,000. for the construction of a concrete curb on Upper Kenilworth Avenue east side from Landron Avenue to Limeridge Road which was tabled by City Council at its meeting held 1992 October 27, be referred back to the Finance and Administration Committee. **CARRIED.**

**CITY OF HAMILTON LICENSING COMMITTEE - FOURTH REPORT**

**REPORT OF HIS WORSHIP MAYOR R. M. MORROW - FIFTH REPORT**

**ACTING MAYOR FOR THE MONTH OF AUGUST, 1994**

It was moved by Alderman Cooke and seconded by Alderman Agro that Alderman B. Morelli be appointed Acting Mayor for the month of August, 1994. **CARRIED.**

**RESOLUTIONS**

It was moved by Alderman Agro and seconded by Mayor Morrow that Rule No. 8 of the Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider the following resolution:



It was moved by Alderman Agro and seconded by Mayor Morrow that Rule No. 8 of the Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider the following resolution:

"Whereas the Province of Quebec is holding a provincial election that may be vital to Canadian Unity.

Be it resolved that the City of Hamilton express it's support and affection for the people of Quebec in these very difficult and important times;

And that all Ontario municipalities be asked to endorse this resolution;

And that this resolution be sent to all municipalities in Quebec in both French and English."

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Licensing Committee, The Report of His Worship Mayor R. M. Morrow, and resolutions be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

<p><b>BILLS</b></p>
---------------------

It was moved by Alderman Cooke and seconded by Alderman Agro that the following Bills be now read a first time:

A-47, A-48, A-49, A-50, A-51, A-52, A-53, A-54.  
B-1, B-2.  
C-33, C-34, C-35, C-36, C-37, C-38, C-39, C-40, C-41, C-42.  
D-23, D-24.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli,  
Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico,  
Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Kiss in the chair. (second reading).

A-47, A-48, A-49, A-50, A-51, A-52, A-53, A-54.  
B-1, B-2.  
C-33, C-34, C-35, C-36, C-37, C-38, C-39, C-40, C-41, C-42.  
D-23, D-24.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli,  
Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico,  
Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted:

A-47, A-48, A-49, A-50, A-51, A-52, A-53, A-54.

B-1, B-2.

C-33, C-34, C-35, C-36, C-37, C-38, C-39, C-40, C-41, C-42.

D-23, D-24.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-47, A-48, A-49, A-50, A-51, A-52, A-53, A-54.

B-1, B-2.

C-33, C-34, C-35, C-36, C-37, C-38, C-39, C-40, C-41, C-42.

D-23, D-24.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

1994 July 26

\* \* \* \* \*

City Council then adjourned at 8:45 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1994 July 26

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **TENTH** Report for 1994 and respectfully recommends:

1. That the application of Aceti's Restaurant at 1491 Main Street East, to extend the existing outdoor boulevard cafe on Barons Avenue North be denied and that the applicant be instructed to remove the encumbrance from the City road allowance.
2. (a) That the application of International Village B.I.A. to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, every Sunday and statutory holiday from July 26, 1994 to October 16, 1994, for a street market, be approved, subject to the following conditions:
  - (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and the Region of Hamilton-Wentworth as added insured, with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iv) That all barricading be supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services at the expense of the applicant; and,



- (vi) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,
  - (vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
- (b) That Council be authorized to adopt a By-law to temporarily close Ferguson Avenue North from King Street to Rebecca Street, excluding the intersection at King William Street, every Sunday and statutory holiday from 8:00 am to 6:00 pm from July 31, 1994 to October 16, 1994.
3. (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a By-law to stop up, close and sell the East/West Alley adjacent to #13 Walnut Street North, from Walnut Street North to 34.83m Westerly; and,
- (b) That the Applicant register a reference plan prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and that it delineate the manner in which the closed portion is to be distributed to the abutting owner, and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor; and,
- (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act; and
- (d) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law, pursuant to Section 301 of the Municipal Act, R.S.O. 1990; and,
- (e) That the applicant provide an easement to Hamilton Hydro-Electric System for their existing plan within the closure area; and,
- (f) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners; and,

4.
  - (a) That the Tree Planting - Bare Root Centre No. 60404 and the Tree Planting - Large Caliper Centre No. 60402 item lines in the Public Works Department Streets Budget, not be considered as possible reduction packages during the 1995 current budget submissions so that the City of Hamilton can be eligible for an equal cost sharing program up to \$100,000.00 sponsored by Green Streets Canada - Municipal Tree Planting Recognition Program; and,
  - (b) That the Mayor and City Clerk be authorized on behalf of City Council to enter into an agreement with Tree Plan Canada (Green Streets Canada) confirming the City's commitment to the program in accordance with criteria attached in Appendix "A"; and,
  - (c) That the Law Department be authorized to prepare any required documentation relative to the City of Hamilton's involvement in the Tree Plan Canada (Green Streets Canada) program.
5.
  - (a) That the construction of a combined sidewalk and curb on the south side of Brock Street from John Street to approximately 24m east of Hughson Street (frontage of 10 Brock Street) proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of \$27,800 with a City's Share of \$21,568.00 and an Owner's Share of \$6,232.00 all as provided in the 1994 portion of the 1994-2003 Capital Budget; and,
  - (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project, and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized to construct these works once all the necessary approvals have been received.

6.
  - (a) That an Offer to Purchase (Highway Closure), duly executed by Hamilton Medical Arts Building, Limited (Zennon Kiss, President) on 1994 June 8, and scheduled to close within (30) days of completion of the conditions as set out in the Agreement, but in any event no later than 1995 August 3, for the sale of part of Lots 149, 150, 164 and 165 of the Plan of Subdivision known as George Hamilton Survey, Registered Plan 1431, having a frontage of 3.96 metres (13 feet) more or less, along the northerly limit of Young Street, by a length of 27.35 metres (89.75 feet) more or less, being irregular in shape and comprising a total area of 148.5 square metres (1,599 square feet) more or less, and designated as Part 7 on Plan 62R-12633 and lying directly east of municipal address 1 Young Street, Hamilton, be approved and completed, and the funds derived from this sale of \$35,000. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,
  - (b) That the required deposit cheque is the amount of \$3,500. be held by the City Treasurer pending Council approval; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
7.
  - (a) That the City of Hamilton renew the lease with Cara Operations Limited for the City owned lands on the north-west corner of Queenston Road and Kenora Avenue, known as 771 Queenston Road, along with a closed portion of Kenora Avenue, comprised of an area of 1,754 square metres (18,874 square feet) more or less, for the period 1993 December 10 to 1994 December 9, at a rental rate of \$19,440. per annum, plus realty taxes (\$8,294.14 for 1994) and that revenue from this rental location be credited to the Account No. CH 44104 31106 (Civic Properties Rented -Rentals); and,
  - (b) That the City Solicitor be authorized to prepare the necessary lease agreement for this location; and,
  - (c) That the Mayor and City Clerk be authorized and directed to execute the Lease Agreement.
8.
  - (a) That transfer of a berm easement to the Regional Municipality of Hamilton-Wentworth, located along the rear of 293 Limeridge Road West, shown as Part 1 on Plan 62R-2525, containing 5,250 square feet (487.73 square metres) more or less, be approved; and,

- (b) That the City Solicitor be directed to prepare all the necessary documents to effect this transfer.
9. That the application of The Endfield Group, formerly Grindstone Properties Ltd., to amend the existing encroachment agreement for 18-24 James Street South, to include the widening of the existing raised driveway to measure 5.0m and to erect and maintain a retaining wall measuring 8.80m x 0.6m, encroaching onto the MacNab Street South road allowance, be approved during the pleasure of Council provided:
- (a) That the owner enter into an amended agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,
  - (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,
  - (c) That the applicant pay a first year fee of \$252.
10. That the application of M. and R. Belliveau, owners of 252 Beechwood Avenue, to erect and maintain steps measuring 1.20m x 0.95m, encroaching onto the Beechwood Avenue road allowance, be approved during the pleasure of Council provided:
- (a) That the owners enter into an agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,
  - (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,
  - (c) That the applicant pay a first year fee of \$252. and an annual fee of \$20.



11. That the application of the St. Naum of Ohrid Macedonian Orthodox Church (235 Kensington Avenue North, Hamilton) to display a promotional banner across Main Street West in front of City Hall from August 29, 1994 to September 5, 1994, with the message "Sept. 2-5 - 20th Annual Convocation of the American Canadian Macedonian Orthodox Church Diocese", be approved.

12. (a) That the following City lands be incorporated into the streets as noted in Appendix "B":
 

Limeridge Road	Parts 1,3,4	Plan 62R-8083
Upper Paradise Road	Part 6	Plan 62R-12388
Acadia Drive	Part 4	Plan 62R-11281
Butler Drive	Part 5 and	Plan 62R-11281
	Part 3	Plan 62R-11281

- (b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council; and,

- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-Laws.

13. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreement with the Owners for the estimated costs of services in:

"DICENZO GARDENS - PHASE 5 ", Hamilton

City's Share \$ NIL

Owner's Share - \$ 30,996.; and,

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owners of "DiCenzo Gardens - Phase 5", Hamilton as well as any other related documents for this subdivision subject to the approval of the City Solicitor; and,
  - (c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,



- (d) In the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided they enter into a standard agreement with the City of Hamilton for pre-servicing.
14. That the application of Cycle Hamilton to temporarily close Hess Street from King Street to Main Street, George Street from Queen Street to Ray Street and Ray Street from George Street to King Street on Monday August 1, 1994, from 10:00 a.m. to 6:00 p.m. in order to hold the annual Hess Village Grand Prix Bicycle Race, be approved, subject to the following conditions;
- (a) That approval from Regional Police Services be received; and,
  - (b) That the applicant provide proof of \$3,000,000 public liability insurance, naming the Region and the City of Hamilton as an added insured party with a provision for cross liability, and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (d) That all barricading be supplied by and at the expense of the applicant; and,
  - (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer; and,
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.

15. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of St. Mary's Church to close Sheaffe Street from Park Street easterly in order to hold a festival on Saturday July 2, 1994, from 4:00 p.m. to Sunday July 3, 1994, at 1:00 a.m., subject to the following conditions:
  - (a) That approval from Regional Police Services be received; and,
  - (b) That the applicant provide proof of \$2,000,000 public liability insurance, naming the City and Region as an added insured party with a provision for cross liability, and holding the City and Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (d) That all barricading be supplied by and at the expense of the applicant; and,
  - (e) That "Temporary Road Closure" signs be installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and the expense of the event organizer; and,
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services; and,
  - (i) That a temporary exemption from Noise Control By-law No. 79-292 be granted to the applicant.
16. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the south side of Stacey Street between Columbia Drive and Laurier Drive; and,

- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
17. (a) That a "Permit Parking" regulation be implemented on the east side of William Street commencing at a point 63 feet north of Barton Street East and extending to a point 24 feet northerly therefrom; and,
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Ms. Linda Ezeleigh, 8 William Street; and,
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
18. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 8:00 p.m., Monday to Friday" regulation on the east side of Cathcart Street between Kelly Street and Cannon Street be revised such that the regulation is in effect 24 hours a day, seven days a week; and,
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
19. (a) That a "No Parking" regulation be implemented on the south and east sides of National Drive commencing at Ellen Avenue and extending to a point 46 feet north of the north curb line of Derek Drive; and,
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
20. (a) That a "No Parking" regulation be implemented on the south side of Dunsmure Road, commencing at a point 70 feet west of Garfield Avenue South and extending to a point 17 feet westerly therefrom; and,
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
21. (a) That the existing "No Parking" regulation on the north side of Jackson Street East which commences at a point 120 feet east of Walnut Street South and extends to a point 44 feet easterly therefrom be lengthened such that the regulation commences at a point 120 feet east of Walnut Street South and extends to a point 68 feet easterly therefrom; and,
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.



22. (a) That the existing "Permit Parking" regulation on the south side of Holmes Avenue commencing at a point 115 feet west of Emerson Street and extending to a point 24 feet westerly therefrom be removed; and,  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
23. (a) That a "Permit Parking" regulation be implemented on the west side of James Street North commencing at a point 124 feet north of Macauley Street West and extending to a point 20 feet northerly therefrom; and,  
  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Walter Powless, No. 538 James Street North; and,  
  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
24. (a) That a "Two Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of Ray Street South between Main Street West and George Street; and,  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
25. (a) That a "No Parking, 8:00 a.m. to 6:00 p.m., 7 days a week" regulation be implemented on the south side of Forest Avenue commencing at John Street South and extending to a point 128 feet westerly therefrom; and,  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
26. (a) That a "Permit Parking" regulation be implemented on both sides of Wood Street West between MacNab Street North and James Street North; and,  
  
(b) That the Director of Traffic Services be authorized to issue three parking permits to the residents of No. 32 Wood Street West and two parking permits per household to residents of Nos. 23 and 27 Wood Street West and one parking permit per household to residents of Nos. 9, 10, 15, 17, 18, 26, and 28 Wood Street West and any additional parking permits to a maximum of twenty-two on a first come first served basis to eligible residents in this block; and,  
  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.

27.
  - (a) That the existing "No Parking" regulation on the east side of Pearl Street which commences at a point 90 feet south of Peter Street and extends to a point 31 feet southerly therefrom, be replaced with a "Permit Parking" regulation; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Eugene Miller, 74 Pearl Street; and,
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
28.
  - (a) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the north side of Whitney Avenue commencing at a point 266 feet east of Leland Street and extending to a point 42 feet easterly therefrom; and,
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
29.
  - (a) That northbound traffic on Douglas Street be required to stop for eastbound and westbound traffic on Mars Avenue; and,
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
30.
  - (a) That three-way stop control be implemented at the intersection of Rexford Drive and Astonwood Drive; and,
  - (b) That conditions at the intersection be reviewed following the installation of a traffic signal at the intersection of Stone Church Road and Upper Sherman Avenue; and,
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly; and,
  - (d) That the intersection control at Rexford Drive and Astonwood Drive be reviewed in the future following the installation of a traffic signal at the intersection of Upper Sherman Avenue and Stone Church Road.
31.
  - (a) That northbound traffic on Questor Court be required to stop for eastbound and westbound traffic on Quaker Crescent; and,
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
32.
  - (a) That the "Through Street" designation of Rice Avenue between Mohawk Road West and Sanatorium Road be removed; and,



- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
- 33. That the City Council endorse a recommendation of the Pedestrian Safety Advisory Committee that more policing is needed to enforce pedestrian safety in the City of Hamilton.
- 34. (a) That four-way stop control be implemented at the intersection of Beach Road and Rowanwood Avenue; and,  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
- 35. (a) That an eastbound stop sign be erected on Cumberland Avenue at the westerly intersection of Sanford Avenue South; and,  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
- 36. (a) That four-way stop control be implemented at the intersection of Dunsmure Road and Melrose Avenue South; and,  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
- 37. That enforcement in "No Stopping" areas adjacent to schools be provided without giving the motorists an opportunity to move their vehicles, at the request of the abutting school.
- 38. That \$2,400. be included in the 1994 operating budget for garbage pickup to cover the cost of three times per week pickup for 8 new litter containers in the area of the Westdale Village B.I.A.; and, further that the existing litter containers in the Westdale Village B.I.A. also be picked up three times per week.
- 39. (a) That the following initiatives of the Public Works Department be recognized as contributions to the Mayor's Downtown Renewal programme:
  - (i) The supply of floral plant material and planting of planters in the James Street North Business Area; and,
  - (ii) The supply and maintenance of 250 hanging baskets on King Street East and James Street South, in accordance with Hamilton-Wentworth Regional Council's direction; and,

- (iii) The replacement of over 60 trees in hard surface areas within the downtown core, including new tree grates and paving stones, as required; and,
  - (iv) The removal of posters from poles, etc. on an on-going basis, in accordance with our by-laws; and,
  - (v) The cleaning, washing and painting of all garbage bins serving the downtown business community; and,
  - (vi) The re-initiation of efforts to join the redevelopment area east of Bay Street with Hess Village, through staff arranged meetings, between Downtown Hamilton BIA and International Village BIA, with a view to include discussions with the Sheraton Hotel, Lloyd D. Jackson Square, the Hess Village Association and the George Street Mall Authority; and,
  - (vii) The hosting of meetings with the Ward 2 Aldermen, Public Works Department staff, and business people within the area of James Street North and Barton Street to review various issues, including the benefits of forming Business Associations; and,
  - (viii) The upgrading of streetlighting on James Street, between Vine and Main Streets and on King Street, between Wellington and MacNab Streets; and,
  - (ix) The provision of mechanical street cleaning services from Wellington to Bay Streets and Barton to Main Streets, on a 3 times-per-week schedule and manual sidewalk cleaning 7 days a week; and,
  - (x) The painting of poles in the downtown core on King Street, from James Street to Mary Street and on James Street, from Main Street to King William Street; and,
  - (xi) The upgrading of lighting in alleyways through the addition of 3 luminaires in the Downtown Hamilton B.I.A. and 4 new luminaires in the International Village B.I.A.; and,
- (b) That **consideration** be given in the 1995 Current Budget deliberations for expansion packages to provide enhanced services in the downtown core, as follows:

- (i) Treat all assumed alleyways in the Central Business District as roadways vis-a-vis snow removal and maintenance at an annual cost of \$105,000.; and,
  - (ii) Provide full sidewalk snow clearing services in the downtown core at an annual cost of \$55,000.
- 40. That the Director of Public Works be authorized to relocate the residential garbage collection from the alleyway between Cheever and William Streets from Birge to Barton to on-street collection.
- 41. That the Director of Public Works be authorized to initiate a modest campaign to inform the public of the benefits of recycling and home composting of grass clippings.
- 42. (a) That the application of the 805715 Ontario Ltd. to temporarily close Hess Street South between King Street and Main Street from 12:00 noon on Friday, 1994 August 19 to 11:00 p.m. on Sunday, 1994 August 21 for a Hess Village Bluefest, be approved, during the pleasure of City Council provided:
  - (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$3,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,
  - (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services; and,
  - (iv) That all barricading be supplied by and at the expense of the applicant; and,
  - (v) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services; and,
  - (vi) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer; and,

- (vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
- (b) That the Committee provide direction to the Commissioner of Transportation/Environmental Services with regard to the application of the 805715 Ontario Ltd. to place a beer tent on the Hess Street South road allowance from 12:00 noon Friday, 1994 August 29 to 11:00 p.m. Sunday, 1994 August 21 for the Bluefest;

Should your Committee approve this request, it should be subject to the following conditions:

- (i) That approval from Regional Police Services be received; and,
  - (ii) That the applicant provide proof of \$5,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
43. That leave be granted to introduce the following Bills:
- (a) A-47 A By-law to incorporate Parts 1, 3 and 4, on Plan 62R-8083 into Limeridge Road
  - (b) A-48 A By-law to incorporate Part 6, Plan 62R-12388 into Upper Paradise Road
  - (c) A-49 A By-law to incorporate Part 4, Plan 62R-11281 into Acadia Drive
  - (d) A-50 A By-law to incorporate Parts 3 and 5, Plan 62R-11281 into Butler Drive
  - (e) A-51 A By-law for temporary closure of the portion of Ferguson Avenue between King Street and Rebecca Street
  - (f) A-52 A By-law to amend By-law No. 89-72 to Regulate Traffic
  - (g) A-53 A By-law to amend By-law No. 89-72 to Regulate Traffic



44. (a) That the existing "No Stopping, Wheelchair Loading Only, 9:00 o'clock a.m. to 5:00 o'clock p.m., seven days a week" regulation on the east side of Emerald Street South commencing at a point 144 feet north of Stinson Street and extending to a point 29 feet northerly therefrom, be removed; and,
- (b) That a "No Stopping" driveway clearance be implemented on the east side of Emerald Street South commencing at a point 144 feet north of Stinson Street and extending to a point 12 feet northerly therefrom; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly. **ADDED.**
45. That a 4-way stop be implemented at the intersection of Cope Street and Dunsmure Avenue. **ADDED.**
46. That leave be granted to introduce the following Bill:
- A-54 A By-law to amend By-law No. 89-72 to Regulate Traffic. **ADDED.**

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Tina Agnello  
Acting Secretary**

**1994 July 26**



1994 July 26

Municipalities wishing to compete for Green Streets Canada funding must submit a proposal which provides the following minimum information (Proposals must meet these minimum requirements to receive further consideration):

- A description of past tree planting budgets and activities.
- Clearly demonstrate that tree planting and care and maintenance budgets are proportionate to the previous year's budget and that Green Streets Canada's contributions will increase an existing budget as well as the number of trees planted.
- An agreement to a 50-50 cost sharing, of which a maximum of 50% of the municipality's share may be in-kind contributions. Note: Costs for the ongoing care and maintenance of the trees is the municipality's responsibility. These costs cannot be included as part of the 50-50 cost sharing.
- A tree planting plan which demonstrates a commitment to the ongoing care and maintenance of the trees to be planted in this program.
- Technical expertise available for the program.
- A description of the involvement of volunteers, an explanation of how the program will have a positive impact on the community and increase the public awareness and understanding of the environmental benefits provided by trees. A description of the availability of educational events and/or materials focused on developing tree planting and care and maintenance skills and awareness of the role of trees within the community.
- Commitment to the planting, on a cost-effective basis, of all tree sizes, from seedlings to saplings to large trees.
- Written endorsement and commitment to the proposal by Council and by the Mayor, and accompanied by a Council resolution.

Proposals will be evaluated and funds awarded based on the following criteria:

- Technical soundness of the program.
- Cost effectiveness, reflecting a commitment to the planting of all tree sizes and a demonstration that additional trees are being planted as a result of Green Streets Canada assistance.
- Commitment to the ongoing long-term care and maintenance of the trees planted.
- Overall commitment by the Municipality to involving the community in its program and fostering educational and public awareness of tree planting within the community.

Inasmuch as this is a competition with limited funds, Municipalities of proportionate size will be evaluated against each other within six major geographic regions. Municipalities are encouraged to submit creative and unique suggestions for tree planting activities/events, volunteer involvement and educational opportunities.

1994 July 26

<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Limeridge Road	Part of Lot 9, Conc. 7, formerly township of Barton, designated as Parts 1, 3 and 4, on Plan 62R-8083	N/A	To complete the final width of Limeridge Road, in that area.	S609-01
Upper Paradise Road	Part of Lot 1, Conc. 1, in the geographic township of Glanford, designated as Part 6, Plan 62R-12388	N/A	To widen Upper Paradise by incorporating the daylighting into the street	S609-01
Acadia Drive	Part of Lot 1, Reg- istered Plan 909, designated as Part 4, Plan 62R-11281	N/A	To complete the final width of Acadia Drive in that area and provide access from Part 1, Plan 62R-10529 to Acadia Drive as established by City of Hamilton By-Law 90-262	S609-01
Butler Drive	Part of Lot 1, Reg. Plan 909, designated as Part 5, on Plan 62R-11281 and Part of Lots 1 and 2, Reg. Plan 909, designated as Part 3, on Plan 62R-11281	N/A	To complete the final width of Butler Drive in that area	S609-01

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **TWELFTH** Report for 1994 and respectfully recommends:

1. That the Gore Park Fountain Foundation under the auspices of the Head of the Lake Historical Society be permitted to install up to 6 small bronze, brass or stone plaques near the base of the fountain at Gore Park to recognize major donors.
2. That approval as required by Section 24 (1) and Section 11 (a) of Parks By-law 77-221, be given of the action taken by the Interim Director of Culture and Recreation in approving the sale of food and alcoholic beverages by the Canadian Football League, at Brian Timmis Stadium on 1994 July 14 and 15, subject to the following terms and conditions:
  - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted one week prior to the event naming the City as co-insured with a cross liability endorsement; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up etc.); and,
  - (c) That alcoholic beverages be served in a confined area of the Stadium upon receipt of approval of the Liquor Licence Board of Ontario; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.

### Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. 15.

NAYS: Alderman Jackson. -1.

**CARRIED.**

3. That approval as required by Part 2, Section 8. of the Fireworks By-law No. 90-198, be given of the action taken by the Interim Director of Culture and Recreation in permitting the Eastmount Community Council to hold a Family Picnic and Neighbourhood "Family Style" Fireworks display on Eastmount Park, 1994 July 1, subject to the following terms and conditions:
  - (a) That proof of \$5 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, at least 20 days in advance, naming the Corporation of the City of Hamilton as named insured with a cross liability endorsement; and,
  - (b) That Eastmount Community Council agree to indemnify the Corporation of the City of Hamilton for any bodily injury or property damage caused by the fireworks display; and,
  - (c) That Eastmount Community Council comply with all Sections of the By-law No. 90-198.
4. That approval be given to waive the rental fee and staff overtime costs incurred for use of Mountain Arena by the Hamilton Firefighters Bedpush for Kids Committee to host Spaghetti Dinner and Casino Night 1994 to raise funds for the Burn Camp for Kids charity.
5. That the request from the Loyal Order of Moose to receive two complimentary golf passes for rounds of golf at Chedoke or King's Forest, be approved.
6. That the Mount Hamilton Youth Soccer Club "Friendship Games" Family Night at Huntington Park Recreation Centre have the rental fee waived and remit \$385. for staffing costs for the facility.
7. (a) That approval as required by Section 5 (b) and Section 11 (a) and (c) of the Parks By-law No. 77-221 be given of the action of the Interim Director of Culture and Recreation in approving the following:
  - i. Gourley Park Community Association to barbecue, sell food, beverages and crafts during their Canada Day Celebrations in Gourley Park on 1994 July 1; and,
  - ii. Hamilton Regional Indian Centre to barbecue during their Youth Initiatives Summer Program Walkathon at Gage Park on 1994 July 7; and,



- (b) That approval as required by Section 11 (c) of the Parks By-law 77-221 be given to the Central Park Improvement Committee to hold a fundraising Garage Sale in Central Park on Saturday July 23 and Sunday July 24; and,
- (c) That approvals for (a) and (b) above be subject to the following terms and conditions:
  - i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
  - ii. That the Gourley Park Community Association, the Hamilton Regional Indian Centre, the Central Park Improvement Committee comply with all sections of the Parks By-law No. 77-221.
- 8. (a) That approval, as required by Section 5 (b) of Parks By-law No. 77-221 be given to the following community associations for their 3rd annual National Night-Out:
  - i. Gage Park Neighbourhood Watch to barbecue and to use amplification equipment during National Night-Out Festival at Gage Park on 1994 August 1; and,
  - ii. Carter Park Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Carter Park on 1994 August 2; and,
  - iii. Landsdale Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Beemer Park on 1994 August 2; and,
  - iv. Hamilton Mountain and Glanbrook Neighbourhood Watch to barbecue and to use amplification equipment during National Night-Out Festival at Elmar Park on 1994 August 2; and,
  - v. Crown Point West Neighbourhood Watch to barbecue and to use amplification equipment during the National Night-Out Festival at Belview Park on 1994 August 4; and,
- (b) That the approvals for the above be subject to the following terms and conditions:
  - i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,



- ii. That the Carter Park Neighbourhood Watch, Landsdale Neighbourhood Watch and Crown Point West Neighbourhood Watch comply with all sections of the Parks By-law No. 77-221.
- 9.
- (a) That approval, as required by Section 5(b) and Section 11(a) of the Parks By-law No. 77-221, be given of the action taken by the Interim Director of Culture and Recreation for Mr. Tom Anderson to barbecue and sell food and beverages for the Golden Horseshoe Live Steam Day - 1994 July 1; and,
  - (b) That approval, as required by Section 5(b) and Section 11(a) of the Parks By-law No. 77-221 be given to Tom Anderson to barbecue and sell food and beverages during the Golden Horseshoe Live Steamer Days (1994 August 21, September 25, October 16) and Ontario Model Locomotive Efficiency Trials (1994 September 11) at the Hamilton Museum of Steam and Technology; and,
  - (c) That the approvals for (a) and (b) be given subject to the following terms and conditions:
    - i. That the applicant assume responsibility for clean-up and any damages to the grounds; and,
    - ii. That as agreed a donation of \$.25 per non-beverage sale be given to the Hamilton Museum of Steam and Technology and the Golden Horseshoe Live Steamers; and,
    - iii That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City.
- 10.
- (a) That approval, as required by Sections 5 (b) and 11 (a) of the Parks By-law 77-221 be given to Harvey's Restaurant (The Krasic Group of Companies) to barbecue and sell food and beverages during the Children's Museum Birthday Party celebrations 1994 July 21 (rain date July 22); and,
  - (b) That approval be subject to the following terms and conditions:
    - i. That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,
    - ii. That the applicant assume responsibility for clean-up and any damages to the park; and,

- ii. That the applicant assume responsibility for clean-up and any damages to the park;  
and,
  - iii That the Children's Museum received 25% of the gross sales.
11. That approval, as required by Sections 5 (b) and Section 11 (a) of the Parks By-law No. 77-221, be given to the Stoney Creek Lions Club to barbecue and sell food and beverages at the Hamilton Museum of Steam and Technology subject to the following terms and conditions:
- (a) That the applicant assume responsibility for clean-up and any damages to the grounds; and,
  - (b) That proceeds from food and beverage sales be used towards the volunteer appreciation barbecue; and,
  - (c) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as co-insured be provided to the City.
12. That the recommendation approved by City Council on 1994 April 26 for St. Demetrios Church, Hellenic Community of Hamilton be amended to include, permission to sell alcoholic beverages on City property (viz. Minor Facilities - one baseball diamond, west side of Victoria Park) on the occasion of their Greek Festival, to be held 1994 July 26 to August 1, 12:00 noon to 11:00 p.m. at Victoria Park.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. 15.

NAYS: Alderman Jackson. -1.

**CARRIED.**

13. That approval be granted to The Living Rock Ministries to use Harbourfront Park to host the "Summer Jam '94", 1994 August 13 from 12:00 noon to 10:00 p.m., subject to the following terms and conditions:
- (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided; and,

- (b) That the applicant assume responsibility for all labour-related costs as a result of this event (i.e. set up, clean-up, etc.); and,
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,
  - (d) That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.
14. That the recommendation approved by City Council on 1994 May 31 for Regional Municipality of Hamilton Wentworth to host Aquafest, 1994 July 22 - 24 be amended to include: permission as required by Section 20 of the Parks By-Law No. 77-221, to allow animals in the park.
  15. That the recommendation approved by City Council on 1994 May 31 for Festitalia Corporation to host a Family Picnic on 1994 August 14 be amended to include: permission as required by Section 15, (5) and Section 20 of the Parks By-Law No. 77-221, to allow animals in the park.
  16. That the Bruce Trail Association be permitted to establish a side trail at Mountain Drive Park.
  17. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of funding:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
a) 628650001	Land Acquisition Crown Point East	\$ 283,000.	\$ 283,113.62	(\$ 113.62)	- Reserve for Parklands
b) 628650003	Land Acquisition Crown Point West Neighbourhood	\$ 941,690.	\$ 941,682.21	\$ 7.79	- Reserve for Parklands
c) 628650007	Land Acquisition Corktown Neighbourhood	\$ 359,740.	\$ 359,733.52	\$ 6.48	- Reserve for Parklands
d) 628650008	Land Acquisition Stinson Neighbourhood	\$ 725,840.	\$ 725,777.02	\$ 62.98	- Reserve for Parklands

e) 628854003	Mountain Drive Park	\$ 100,000.	\$ 85,816.99	\$ 14,183.01	- Capital Levy
f) 628854004	T.B. McQuesten Park Development Study & Work	\$ 50,000.	\$ 49,947.17	\$ 52.83	- Reserve for Capital Projects
g) 628954001	Mohawk Sports Park Irrigation, Bleachers, etc. (1989)	\$ 400,000.	\$ 396,643.04	\$ 3,356.96	- Debentures - Reserve for Capital Projects
h) 629054017	Ivor Wynne Stadium Renovate & Repair (1990)	\$ 345,000.	\$ 345,314.36	(\$ 314.36)	- Debentures
i) 629154003	Chedoke Golf Course Repair Gabion Wall	\$ 60,000.	\$ 59,999.50	\$ 0.50	- Reserve for Capital Projects
j) 629054019	Construct Gage Park Facilities Building	\$ 464,130.	\$ 463,026.79	\$ 1,103.21	- Reserve for Capital Projects - Debentures - Insurance Recovery
k) 629154008	Replace Artificial Turf Ivor Wynne Stadium	\$ 1,405,000.	\$ 1,304,786.88	\$ 100,213.12	- Reserve for Capital Projects
l) 629254009	Ivor Wynne Stadium Renovation & Repairs (1992)	\$ 101,000.	\$ 100,997.34	\$ 2.66	- Reserve for Capital Projects
m) 419154007	Pier 4 Park - Harbourfront	\$ 1,909,000.	\$ 1,909,000.	\$ 0.	- Reserve for Parkland - Provincial Grant
n) 419254001	Harbourfront Remediation Stage 1 -Province	\$ 7,688,620.	\$ 7,688,620.	\$ 0.	- Provincial Grant Interest Earned
o) 419254002	Pier 4 - Harbourfront Habitat Restoration	\$ 90,000.	\$ 90,000.	\$ 0.	- Federal Grant

18. That the City Clerk advise the Regional Clerk that the City of Hamilton is in favour of the construction of storm and sanitary sewers on Upper Sherman Avenue from approximately 350m south of Beaverton Drive to Rymal Road East and on Acadia Drive from approximately 243m south of Butler Drive to approximately 46m southerly as a local improvement under Section 11 of the Local Improvement Act.



19. (a) That pursuant to the regulations in effect under the Ontario Building Code, the City remove from circulation its current inventory of tents (one large, one small canopy) from circulation; and,
- (b) That the tents be acquired immediately if funds can be identified through referral to the Finance and Administration Committee.
20. (a) That consistent with previous years, an amount of \$5,830. attached hereto as Appendix "A" be approved for the Annual Community Council Grants subsidy for 1994; and,
- (b) That the Start-Up Community Council Grant subsidy in the amount of \$900. be approved; and,
- (c) That an amount of \$2,500. be approved as the subsidy allocation for 1994 to assist with equipment rental costs, resulting from the Equipment Loan Program Policy; and,
- (d) That these expenditures be financed from the current budget Community Councils Account No. CH53102 70040.
21. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
a) 709041011	Twinning Mountain Arena	\$2,058,000.	\$2,057,000.	\$ 1,000.	Reserve for Capital Projects
b) 709254003	Bocce Court Development (1992)	\$50,000.	\$50,000.	0	Reserve for Parkland Projects
c) 709355011	Arena Retrofit Program -Feasibility Study	\$25,000.	\$15,000.	\$10,000.	Reserve for Capital Projects
d) 709252003	Playstructure Development (1992)	\$350,000.	\$281,000.	\$69,000.	Reserve for Parkland Projects
e) 709054020	McCulloch, Manson, Rosedale Bocci Courts	\$45,000.	\$48,000.	(\$3,000.)	Reserve for Capital Projects
<b>TOTAL</b>			<b>\$77,000.</b>		



22. (a) That the revenue and expenditure balances of the Program Accounts within the Culture and Recreation Department's operating budget be carried over to December 31, 1994, at which time, the Interim Director of Culture and Recreation in conjunction with the City Treasurer will report on the disposition of any surplus funds; and,  
  
(b) That the Interim Director of Culture and Recreation be directed to incorporate these program revenues and expenditures within the 1995 estimated operating budget of the Culture and Recreation Department.
23. (a) That the Founding Board of Management be recognized to represent the interest of the members of Sackville Hill Seniors' Recreation Centre; and,  
  
(b) That the funds in the amount of \$48,143.31, collected in the Sackville Hill Seniors Club Account - (Centre #70122) be returned to the Founding Board of Management representing the members of the Sackville Hill Seniors' Recreation Centre.
24. (a) That approval be given as a separate Capital Project in the amount of \$19,153. for the expansion and modification of the Workshop at Sackville Hill Seniors Recreation Centre.  
  
(b) That this capital project be financed through the Federal Government's New Horizons Grant, resulting in no cost to the City of Hamilton.
25. That approval be given to the Interim Director, Department of Culture and Recreation to apply for a Section 25 grant under the Federal Department of Employment and Immigration program to hire three archaeologists for Dundurn Castle's archaeology program.
26. (a) That the Huntington, Gourley, Rosedale Tennis Courts capital project gross cost be increased from \$90,000. to \$106,000. to construct 2 tennis courts in Gourley Park; and,  
  
(b) That the Finance and Administration Committee recommend the method of financing.

27. (a) That an Offer to Purchase (Easement) Agreement, duly executed by Regional Officials on 1994 July 5, and scheduled to close within thirty (30) days of the Regional Municipality of Hamilton-Wentworth receiving its allocation of funds under the Canada - Ontario Infrastructure Works Program but in any event no later than 1995 June 25, for the purchase by the Region of an easement for the construction and maintenance of a combined sewer overflow tank on the lands and premises more particularly described as part of Park Lots 7, 8, 9 and 10, Sir Allan Napier MacNab Survey Unregistered and designated as Parts 1, 2, 3, 4 and 5 on Unregistered Regional Survey Plan No. RC-H-378 Surveys, having a frontage of 120.50 metres (395.341 feet) more or less, along the southerly limit of King Street West, being irregular in shape and comprising a total area of 2.50 hectares (6.177 acres) more or less, be approved and completed and the funds derived from this sale of \$1. be credited to Account No. CH4X501 00201 (Reserve for Parkland); and,
- (b) That it be understood and agreed that the purchase of this easement by the Region is conditional upon the Regional Municipality of Hamilton-Wentworth receiving approval of its application for funding under the Canada - Ontario Infrastructure Works Program, failing which, this agreement shall become null and void; and,
- (c) That it be understood and agreed that this agreement is further conditional upon the Regional Municipality of Hamilton-Wentworth obtaining Environmental Assessment approval and all other agency approvals required outside the control of the municipality within a time frame to allow this Canada - Ontario Infrastructure Works Program Application to proceed; and,
- (d) That it be understood and agreed that the sale of this easement by the City to the Region is conditional upon the Region providing the City, prior to the date of closing, a plan acceptable to the Director of Public Works respecting the restoration/improvement of the park land being sold herein to permit more active use of the park than presently exists, including and without limiting the generality of the foregoing the placement of 8 inches of top soil, sodding and replacement of trees; and,
- (e) i. That the Region be allowed until the date of closing to satisfy itself that the following condition may be fulfilled, failing which this Option to Purchase shall be null and void. This condition may be waived by the Region without concurrence of the City:

This Offer to Purchase (Easement) Agreement is conditional upon the Region and/or its agent and consultants obtaining on or before 1994 September 30 a soils test which is satisfactory to the Region, and which shall indicate that the soil is not encumbered with debris or other non-load bearing loose fill material; that the soil is of such quality that it is economically feasible to excavate foundations for the proposed construction by the Region; that the property is free of environmentally dangerous material and that the intended use of the property by the Region and any construction upon the property could proceed without risk of environmental harm or without the requirement of environmental treatment of the site; and,

- ii. If after the said test the Region decides to exercise its right to proceed with its purchase of the easement from the City, the City will not be obliged or required to grant or make any warranty or other further assurance to the Region regarding the site, (notwithstanding any term of the Offer to Purchase to the contrary), and the City's acceptance of the Region's Offer to Purchase shall be expressly subject to this condition; and,
- (f) That it be understood and agreed that the City shall reserve unto itself, its heirs, successors, and assigns the irrevocable right to grant such further and other easements as from time to time the Transferor sees fit; and,
- (g) That it be understood and agreed that:
  - i. The facility will be buried; and,
  - ii. The facility will be maintained to eliminate any odour at all times; and,
  - iii. The facility will be designed to minimize surface protrusions as far as is practically possible and provide the largest overall flat surface capable of supporting the refurbished park; and,
- (h) i. The Vendor confirms that the Purchaser has had the Vendor's permission to enter the land for the purposes of soils tests any time or times since 1994 April 1 and continuing up to and including 1994 September 30; and,
- ii. The Purchaser agrees to repair promptly any damage caused by soil tests and assumes all risk, costs, liability and expense directly resulting from the said soil tests; and,



- iii The Purchaser covenants to use its reasonable efforts to satisfy these conditions in a diligent manner and the Vendor covenants and agrees to cooperate fully in that regard, including without limitation to permit the Purchaser access to the lands to make soil tests and to permit free and unrestricted inspection or inspections of the lands and to provide such material and information in the possession of the Vendor relating to the lands (and such further assurances as the Purchaser may reasonably require); and,
  - iv The Purchaser will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses, or loss, which the City may bear, suffer, or be put to as a result of the privilege herein allowed (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons); and,
  - v. The Region shall provide the City with an endorsement from its General Liability Insurance Policy confirming that the City has been named as an additional insured for Third Party Bodily Injury and property damage to a limit of not less than \$3,000,000. per occurrence on claims made or occurrence policy basis and providing that the City hereby grants to the Region, permission to assume deductibles and/or self insured retained limits as the Region may deem necessary from time to time in various amounts not to exceed \$3,000,000.; and,
  - (i) The Purchaser will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses, or loss, which the City may bear, suffer, or be put to as a result of the easement herein granted (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons); and,
  - (j) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
28. (a) That an Option to Purchase, duly executed by Leo W. Warren and Mary L. Warren, on 1994 July 18, and scheduled to close on or before 1994 August 19, for the property known as part of Lot 129 on Plan 223, said property having a frontage of 38.120 feet (11.618 metres) more or less, along the eastern limit of Victoria Avenue North, by a depth of 151.381 feet (46.14 metres) more or less, having an approximate area of 5,771 square feet (536.14 square metres) more or less, together with all structures erected thereon bearing the municipal address of 82 Victoria

Avenue North, be approved and completed and the purchase price of \$172,250. be charged to Account No. CH00201 (Reserve for Parkland); and,

- (b) That as consideration in the amount of \$2. has been paid to the owner pursuant to the Agreement, this amount be deducted from the purchase price; and,
  - (c) That upon completion of this transaction the City of Hamilton enter into a Tenancy Agreement with Leo W. and Mary L. Warren to rent the premises known as 82 Victoria Avenue North, subject to the terms and conditions of the Tenancy Agreement executed by Leo W. and Mary L. Warren on 1994 July 18; and,
  - (d) That the Tenancy Agreement shall commence on 1994 August 19 for a period not to exceed three (3) months, terminating on 1994 November 19, and the one (1) time rental fee of \$1. be credited to Account No. CH44104 31106 (Civic Properties Rented); and,
  - (e) That upon vacant possession of this property the Property Department be authorized to proceed immediately to demolish the structures and the costs be charged to Account No. CH4X501 00201 (Reserve for Parkland); and,
  - (f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
29. (a) That staff proceed with application under the Provincial Government's Jobs Ontario Community Action Program in the amount of \$100,000. for an Economic Feasibility Study for the West Harbourfront Development Study; and,
- (b) That upon Provincial Government approval the previously authorized funding of \$300,000. for this study be increased to \$400,000.; and,
- (c) That this project only proceed with an approval of the Provincial funding; and,
- (d) That the Finance and Administration Committee be requested to recommend the method of financing.
30. That consideration be given in the 1995 current budget deliberations for a one time \$50,000. funding allotment for a 1995 Mum Show, subject to the Mum Show ability to fund raise \$150,000. by 1995 January 30.



1994 July 26

31. That leave be granted to introduce the following Bills:

- (a) Bill B-1 A By-law to Authorize the Transfer of Previously Debentured Amounts from T. B. McQuesten Park to Harbourfront Park Washroom Project.
- (b) Bill B-2 A By-law to Amend By-law No. 93-167 Respecting Building Permit Fees.

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Stella Glover  
Acting Secretary  
1994 July 19**

START UP GRANTS

<u>COMMUNITY GROUP</u>	<u>AMOUNT</u>
ELEANOR COUNCIL	\$ 300.
STRATHCONA COUNCIL	300.
LANDSDALE COUNCIL	<u>300.</u>
SUB TOTAL	\$ 900.

ANNUAL GRANTS

<u>COMMUNITY GROUP</u>	<u>AMOUNT</u>
GILKSON COUNCIL	\$ 466.
PARKWOOD SPORTS COUNCIL	433.
FRIENDS OF GAGE PARK	466.
NORTH CENTRAL	466.
BUCHANAN COUNCIL	400.
GOURLEY PARK ASSOCIATION	500.
TRENHOLME COUNCIL	500.
BEACH STRIP/WOODWARD COUNCIL	433.
HUNTINGTON COUNCIL	400.
CROWN POINT COUNCIL	300.
KIRKENDALL NEIGHBOURHOOD ASSOCIATION	400.
TEMPLEMEAD COUNCIL	466.
HIGHVIEW COUNCIL	300.
QUINNDALE COUNCIL	300.
SUB TOTAL	<u>\$5,830.</u>
TOTAL	<u>\$6,730.</u>

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **THIRTEENTH** Report for 1994 and respectfully recommends:

1. That a purchase order be issued to Turnstiles & Railings '81, in the amount of \$74,244 through Infrastructure Account No. CH56103 62910 FAC 030, for the supply and delivery of portable turnstiles, being the lowest of two tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
2. That approval as required by Section 24 (1) and Section 5 (b) of Parks By-law 77-221, be given to the Rotary Club of Hamilton to sell alcohol beverages and barbecue on the occasion of their Rotary Barbecue, Wednesday, 1994 August 31 from 5:00 o'clock p.m. to 10:00 o'clock p.m. at Pier 4 Park subject to the following terms and conditions:
  - (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury and \$5 million liquor liability insurance, naming the City as co-insured with a cross liability clause, be provided; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, clean-up, etc.); and,
  - (c) That the applicant adhere to the regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages; and,
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,

1994 July 26

- (e) That the event be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Merling, Anderson, D'Amico, Ross. -13.

NAYS: Aldermen Agro, McCulloch, Jackson. -3.

**CARRIED.**

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Stella Glover  
Acting Secretary**

**1994 July 26**

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **ELEVENTH** Report for 1994 and respectfully recommends:

1. (a) That the Westdale B.I.A. be reimbursed by the City of Hamilton in the amount of \$2,252. being the estimated cost for the B.I.A. to water the hanging floral baskets within their business improvement area; and,  
  
(b) That the Finance and Administration Committee be requested to recommend the method of financing. **REFERRED TO FINANCE AND ADMINISTRATION COMMITTEE.**

### Recorded vote.

YEAS: Aldermen McCulloch, Drury, Morelli, Copps, Wilson, Jackson, Merling, Anderson, D'Amico, Ross. 10.

NAYS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, Eisenberger. -5.

2. (a) That approval be given Zoning Application ZAR-94-12, Barton Retirement Inc., Lessee, requesting a further modification to the established "DE-3" (Multiple Dwellings) District to permit an increase in the number of nursing home beds for the existing nursing home from 108 to 120, on lands located at 1430 Upper Wellington Street, as shown on the attached map marked as Appendix "A", on the following basis:
  - (i) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, as amended by By-law No. 89-313, applicable to the subject lands, be further modified to include the following variances as special requirements:
    - (a) That Clause (a) of Section 2 of By-law No. 89-313 be deleted and replaced with the following:



- "(a) notwithstanding the provisions of Section 10C(1) of By-law No. 6593, only the following use shall be permitted:
  - 1. a combined two storey 120 bed nursing home and a three storey 83 unit senior citizens multiple dwelling;"
- (b) That Clause (e) of Section 2 of By-law No. 89-313 be deleted and replaced with the following:
  - "(e) notwithstanding TABLE 1 referred to in Section 18A of By-law No. 6593, not less than 78 parking spaces shall be provided and maintained for the combined nursing home/senior citizens multiple dwelling use referred to in clause (a);"
- (ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1140a, and that the subject lands on Zoning District Map E-9C be notated S-1140a;
- (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, and By-law No. 89-313, and Zoning District Map E-9C for presentation to Council; and,
- (iv) The proposed change is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the proposed addition attached hereto as Appendix "B" be exempt from Site Plan Control and that the Building Commissioner be so advised.
- 3. That approval be given to City Initiative 91-G, for a further modification to Zoning by-law No. 6593, as amended by By-law Nos. 92-281 and 93-063, for a further modification to the front yard parking regulations for single, two, three-family and converted dwellings, on the following basis:
  - (a) That Section 18A(14a) of Zoning By-law No. 6593 be amended by:
    - (i) deleting the word "and" between the words "single-family" and "two-family";
    - (ii) adding the words ", and three-family dwelling" between the words "dwelling" and "erected";

- (iii) replacing the words "parking area" with "parking space"; and,
- (iv) adding the words "for a single-family dwelling, two-family dwelling and three-family dwelling" between the words "space" and "in";

so the entire clause reads as follows:

"Except for single-family dwellings, two-family dwellings and three-family dwellings erected prior to the 14th day of December 1971, no part of a required parking space for a single-family dwelling, two-family dwelling or three-family dwelling in a residential districts shall be located in a required front yard and not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

(b) That Section 18A(14b) of Zoning By-law No. 6593 be amended by:

- (i) deleting the word "and" between the words "single-family" and "two-family"; and,
- (ii) adding the words ", and three-family dwelling" between the words "dwelling" and "erected";

so the clause reads as follows:

"For single-family dwellings, two family dwellings and three-family dwellings erected prior to the 14th day of December....."

(c) That Section 18A be amended by adding a new clause as (14c) as follows:

"Where a single-family dwelling, two-family dwelling or three-family dwelling in a residential district is located on a corner lot, parking may be permitted in the side yard that abuts the street line provided that:

- (i) the area for parking shall not occupy more than 50% of the gross area of the side yard; and,
- (ii) not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

(d) That Section 18A be amended by adding a new clause as (14d) as follows:

"For the purposes of clauses (14a) and (14b), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m."

(e) That Section 18A be amended by adding a new clause (14e) as follows:

"For purposes of clause (14c), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

- (f) That Section 18A be amended by adding a new clause as (14f) as follows:

"Notwithstanding clauses (14a) and (14b), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,
- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

- (g) That Section 19.(1)(v) be amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

- (h) That Section 19.(1) be amended by adding a new clause (vi) as follows:

"For the purposes of clause 19.(1)(v), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,



- (x) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m."

- (i) That Section 19.(1) be amended by adding a new clause (vii) to define the "gross area of the side yard"

"For purposes of clause 19(1)(v)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

- (j) That Section 19.(1) be amended by adding a new clause (viii) to deal with percentage of landscaping on pie shaped lots

"Notwithstanding clause 19.(1)(v), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,



- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

- (k) That Section 19.(2)(vi) be amended by adding a new subclause (4) as follows:

"where a side yard abuts a street line, not less than 50% of the gross area of the side yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials."

- (l) That Section 19.(2) be amended by adding a new clause (vii) as follows:

"For the purposes of clause 19.(2)(vi), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;
- (iv) front steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms; and,
- (x) a walkway between the front entrance of the principal building and the street line or driveway with a maximum width of 0.6 m."

- (m) That Section 19.(2) be amended by adding a new clause (viii) as follows:

"For purposes of clause 19(2)(vi)(4), the gross area of the side yard shall be calculated as the area between the side lot line and a principle dwelling and the area extending from the front yard to the rear yard subtracting:

- (i) unenclosed entrance porches;
- (ii) vestibules;
- (iii) ramps;

- (iv) side steps;
- (v) chimneys;
- (vi) bay windows;
- (vii) ornamental projections;
- (viii) terraces;
- (ix) platforms;
- (x) alcoves;
- (xi) stairwells; and,
- (xii) a walkway located along the side of the principal dwelling between the front line and the rear line of the principle dwelling with a maximum width of 0.6 m."

(n) That Section 19.(2) be amended by adding a new clause (ix) as follows:

"Notwithstanding clause 19.(2)(vi), in cases where at least half the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- (i) a driveway between the front entrance of the garage and the street line with maximum width of:
  - (1) 3.0 m for each door of a one, two or three car garage; or,
  - (2) 5.5 m for a double door of a two car garage; and,
- (ii) a walkway between the front entrance of the principal dwelling and the street line or driveway with a maximum width of 0.6 m.

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel pavers, or other similar materials."

- (o) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,
- (p) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

4. (a) That approval be given to Application CD-93-003, under the Rental Housing Protection Act, L.A.J.J. Enterprises Inc., owner, for conversion of 53 rental apartment units to condominium units for one property located at 5-7 Rockwood Place, 9-11 Rockwood Place, 362-366 John Street South and 21-25 Mountwood Avenue, subject to the following conditions:
  - (i) That the Owner offer, in writing, to the Tenants named in Appendix "C", the right to lease their current unit, noted in Appendix "C", for a period of not less than one year from the registration on title of the Rental Housing Protection Act (RHPA) Approval Agreement required below, at the rent rate set out in Appendix "C", upon the following minimum terms:
    - (1) the Offer must be made within 45 days of the date this resolution is approved by City Council and shall be open for acceptance by the Tenants for a period of at least 21 days;
    - (2) that leases entered into as a result of (i) above, be executed prior to the City's execution of the RHPA Approval Agreement;
    - (3) that the Tenants' rent shall not be increased during the duration of the lease but for increases permitted under the Residential Rent Regulation Act, as amended;
    - (4) that such lease shall commence on the date the Owner's Offer is accepted by signature of the Tenant; and,
    - (5) that the Tenants' may terminate the said lease at any time on 60 days written notice, without penalty.
  - (ii) That the Owner grant to the Tenants named in Appendix "C" an Option to Purchase a Unit specified in Appendix "C", (together with appurtenant interests). Such Option shall allow each tenant at least one year from the registration on title of the RHPA Approval Agreement to exercise their Option to purchase a unit. Within forty-five (45) days of a Tenant's Notice that it is exercising the Option, the Owner and Tenant shall negotiate and enter into an Agreement of Purchase and Sale form, in a form acceptable to the Hamilton Real Estate Board, with the necessary amendments for the sale of a Unit by the Owner, which Agreement shall incorporate the conditions in Appendix "D" annexed hereto;

- (iii) That the Tenant shall have 30 days from receipt of such Option to sign and return to the Owner a copy of the Option acknowledging that he is interested in having the Option in his/her favour and acknowledging that he/she realizes that a formal Notice in writing to the Owner signed by the Tenant shall be received by the Owner on or before the date for such Notice specified in the Option;
  - (iv) That this RHPA approval shall cease and be at an end,
    - (1) if the Owner has sold the land without entering and registering the RHPA Approval Agreement with the City; and,
    - (2) in any event, within five years from the date of this approval resolution of Council, unless the Owner has prior to such date, registered a Plan of Condominium in accordance with the applicable legislation and any conditions imposed by the City of Hamilton;
  - (v) That the Owner shall enter into a RHPA Approval Agreement with the City satisfactory in form to the Director of Local Planning and to the City Solicitor, incorporating the City's conditions of approval listed herein (and in Appendix "E" annexed hereto) and register such Agreement on title to the subject property prior to the issuance of the RHPA Certificate of Approval;
  - (vi) In the event that the Owner proposes to sell all of the subject lands, he shall ensure that any prospective new land owner of the whole property, enters into an assumption agreement to assume the obligations of the Owner herein; and,
- (b) That upon satisfaction of the above-noted conditions, the City Clerk be authorized to execute the Certificate of Approval in a form satisfactory to the City Solicitor.
5. That approval be given to Application DE-93-001, under the Rental Housing Protection Act, Hamilton-Lincoln Towers, Inc., owner, for demolition of a mixed commercial/residential building containing three (3) commercial units and eight (8) rental apartment units, for property located at 322-326 King Street East, as shown on the attached map marked as Appendix "F", on the following basis:

the application meets criteria #3 of the Rental Housing Protection Act which states "the proposal does not adversely affect the supply of affordable rental housing".



6. That the building located at 322 - 326 King Street East be subject to the provisions of the Demolition Control By-Law pursuant to Section 33 of The Planning Act and that no demolition permit be issued until such time as a building permit to erect a new building on the site is issued.
7. (a) That Official Plan Amendment Application, Chedoke Health Corporation, owner, requesting a redesignation of lands within the Mountview Neighbourhood from "Major Institutional" to "Residential" and "Open Space"; to create a new Schedule "J-1" for the Chedmac Secondary Plan Planning Area; and to establish new policies relating to the introduction of a new Schedule "J-1", as shown on Appendix "G", be denied for the following reason:

the proposed development is not desirable for the subjects lands.

(b) that the request by Chedoke Health Corporation to amend the Mountview Neighbourhood Plan in accordance with Schedule "J-1" of Official Plan Amendment Application as shown on Appendix "G" be denied for the following reason"

the proposed development is not desirable for the subject lands.
8. That appropriate conditions for demolition control under Section 33 of the Planning Act be applied to all buildings with a residential component in the Central Area bounded by Victoria Avenue, the Escarpment, Queen Street and the Harbour.
9. (a) That the Public Works Department make application for an amount up to a total gross authorization of \$269,610. under the Provincial Government's Jobs Ontario - Community Capital Program, for the implementation of the landscaping and streetscaping component of the revitalization of Ferguson Avenue between Barton and Cannon Streets, and that this project be proceeded with only on approval of provincial funding.

(b) That the monies contributed by the Provincial Government, should the application prove successful, be deducted from the 1995-2003 Capital Budget submission for revitalization of Ferguson Avenue.

(c) That the Finance and Administration Committee be requested to recommend the method of financing.



10.
  - (a) That City Council give approval to the "Intent to Designate" the former St. Mark's Anglican Church site at 130 Bay Street South as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1989, as outlined in the Reasons for Designation attached hereto and marked Appendix "H"; and,
  - (b) That the City Solicitor be authorized as directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1989.
11.
  - (a) That Section 39 of the First Report of the Planning and Development Committee for 1991, respecting Zoning Application ZA-91-56, 943937 Ontario Inc. (J. Lecluse), prospective owner, for a further modification to the "G" (Neighbourhood Shopping Centre, etc.) District regulations to permit two car dealerships, including accessory auto body and paint shops, for lands located on the east side of Upper James Street, south of Regina Drive (Nos. 1489, 1491, 1493, 1495 and 1505 Upper James Street), be repealed in its entirety.
  - (b) That the City Clerk be directed to advise the Secretary-Treasurer of the Committee of Adjustment respecting the above.
12.
  - (a) That the request by A.J. Cameracci, P. Eng., Urbex Engineering Limited, on behalf of T. Valery Construction Limited, owners, to extend draft plan approval for "Ridgeview Estates" subdivision under Regional File No. 25T-76046 for a further one (1) year period to August 29, 1995, be approved.
  - (b) That the City Clerk be directed to advise the Regional Commissioner of Planning and Development of Council's decision.
13. That approval be given to the Scoped Environmental Impact Statement, for the property located on the west side of Nash Road, north of the C.N.R. railway tracks, as shown on the attached map marked as Appendix "I", on the following basis:
  - (a) That the Storm Water Management and Treatment measures, as identified in the Environmental Impact Statement, be incorporated into the Site Plan Agreement; and,
  - (b) That the City Clerk be requested to notify the Region of Council's decision.

14. That the City Treasurer be directed to close Capital Accounts CF508541003 - Accommodation Requirements and CF509141017 - Renovate Administration & Examination Sections, and that the unexpended amount of \$5,380.46 be transferred to its original source of financing.

CAPITAL CENTRE NUMBER	PROJECT DESCRIPTION	AUTHORIZED GROSS COST	EXPENDED/ COMMITTED TO DATE	BALANCE AVAILABLE	SOURCE OF FUNDING
CF 508541003	Accommodation Requirements - Building Dept.	\$29,900	\$24,519.54	\$5,380.46	Reserve for capital projects
CF 509141017	Renovate Administration & Exam Sections	\$125,000	\$125,294.45	(\$294.45)	Reserve for capital projects

15. (a) That Section 19 of By-law No. 74-74 be amended by adding Subsection (7),

- (i) (1) "Exterior walls of a building or structure and their components shall be maintained free of painted slogans, graffiti, or similar defacements"; and,
- (2) Exterior walls of a building or structure, and their components, shall be maintained free of posters or advertisements which are:
- (a) for events which have already occurred; or
- (b) which are, or may become, loosened, dislodged, torn or otherwise in a condition which may permit them to detach and become litter.

- (b) That the appropriate By-law be enacted by Council.

16. That approval be given to the request from James Street Baptist Church, 96 James Street South, Hamilton to defer payment for another year on the principal portion of their Heritage Trust Fund Loan. (Note: This reduces the monthly payment from \$555.13 to \$214.63.)

17.
  - (a) That Appointment By-law No. 92-094, Section 9, be amended by deleting the following names: Rae Ilton, Alexander Fedora, Charles Hewitt, Gail Nolan; and,
  - (b) That Section 9 be further amended by adding the following names: Gail Stevenson, Douglas Tam, Zoran Kristo, Frank Genovese, Alison Orr, Marianne Lyon, Sarah Bradley, Erin McClintock, Joyanne Beckett; and,
  - (c) That the appropriate By-law be enacted by Council.
18. That a Commercial Loan in the amount of twenty five thousand dollars (\$25,000.) be approved for I. Margaret Higgins. The interest rate will be 4 per cent amortized over 10 years.
19. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, three hundred and forty-two dollars (\$1,342.) be approved for Neil and Elaine Bohnert, 443 Melvin Avenue, Hamilton. The interest rate will be 8 per cent amortized over 5 years.
20. That the Building Commissioner be authorized to issue demolition permits for:
  - (a) 701 Upper Sherman Avenue
  - (b) 1400 Upper Sherman Avenue
  - (c) 132 Craighroyston Avenue (subject to demolition control)
  - (d) 112 Province Street North
  - (e) 499 Charlton Avenue East
  - (f) 50 Holly Avenue
  - (g) 108 Annabelle Street
  - (h) 1067 Rymal Road East
21. That the total outstanding Commercial Loan for Agommen Ltd., 303-307 King Street East, Hamilton, in the amount of \$31,858.61 be placed on the Tax Rolls.
22. That leave be granted to introduce the following Bills:
  - (a) C-33 A By-law to designate land located at Municipal No. 36 Hunter Street East as property of historic and architectural value and interest.
  - (b) C-34 A By-law to designate land located at Municipal No. 22 Veevers Drive as property of historic and architectural value and interest.

- (c) C-35 A By-law to adopt Official Plan Amendment No. 124 respecting lands located at the northwest corner of Rymal Road West and Garth Street, within the Falkirk East Neighbourhood.
- (d) C-36 A By-law to adopt Official Plan Amendment No. 126 respecting lands located on the west side of Garth Street, south of the freeway, and known Municipally as No. 44 Greendale Drive, within the Gilkson Neighbourhood.
- (e) C-37 A By-law to adopt Official Plan Amendment No. 127 respecting lands located on the north west side of Walnut Street, north of Forest Avenue, and known municipally as No. 180 Walnut Street within the Corktown Neighbourhood.
- (f) C-38 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 9 Brantdale Avenue.
- (g) C-39 A By-law to amend By-law No. 74-74 to amend the Property Standards By-law.
- (h) C-40 A By-law to amend By-law No. 92-094 Appointment of Inspectors.
- (i) C-41 A By-law to amend Zoning By-law No. 6593 respecting lands located at the north-west corner of Garth Street and Rymal Road West.
- (j) C-42 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-law No. 75-190 respecting land located at No. 44 Greendale Drive.

**ADDED.**

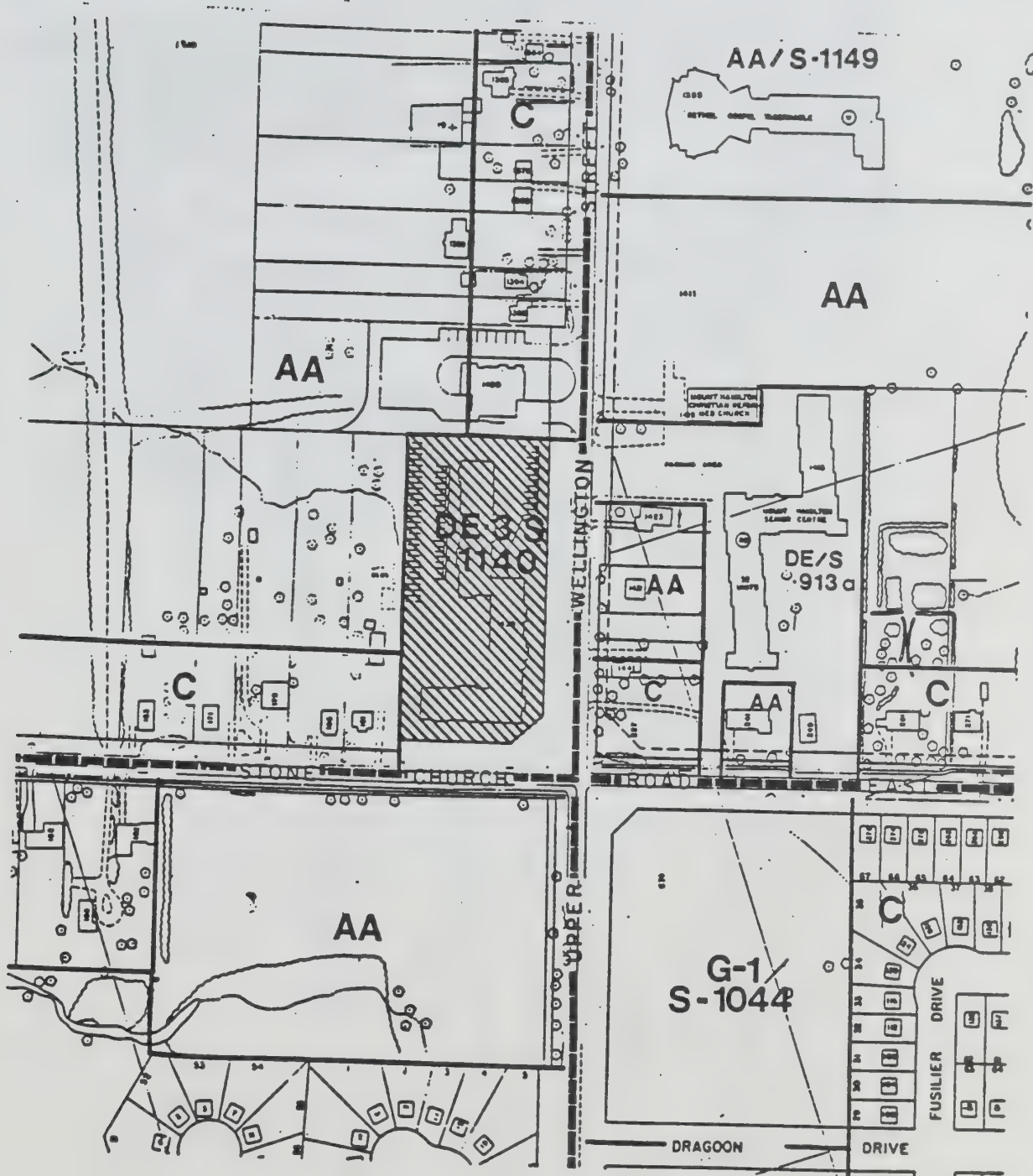
**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT  
COMMITTEE**

**Tina Agnello  
Secretary  
1994 July 20**



1994 July 26



**Legend**

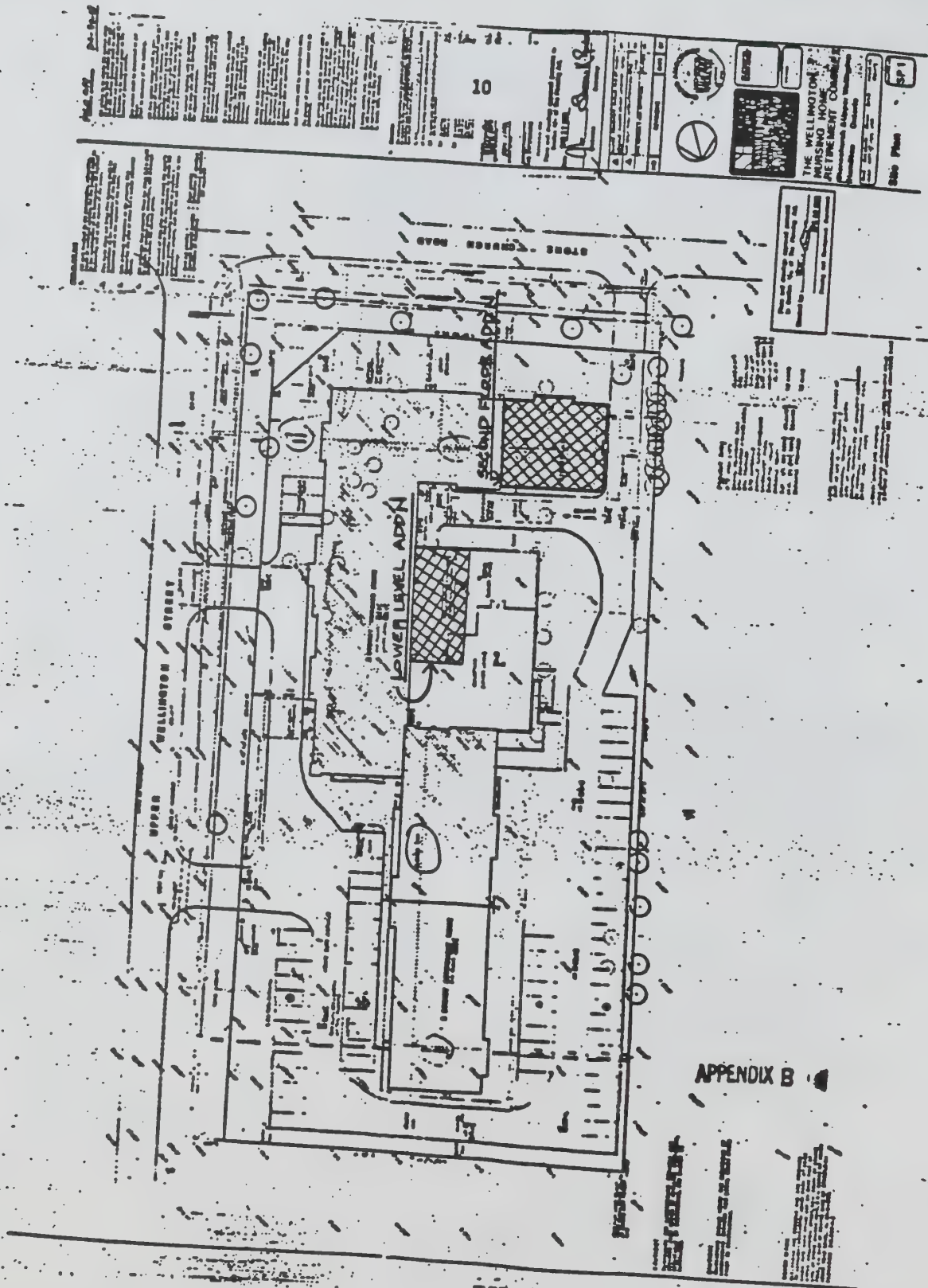


Site of the Application





1994 July 26



APPENDIX B

1994 July 26

TENANTS AND MONTHLY RENTAL CHARGES AS OF JULY 1, 1994

362-366 John Street South

Apt. 1	Simon Head 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 7	Michele McLeod 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 2	Brenda Doxtator 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 8	Eric Martinez 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
Apt. 3	Robert McGuffin Joan McGuffin 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 9	Glen Prosser 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 4	Bruce Young Jennifer Cox 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 10	Jerry Guerini 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
Apt. 5	VACANT 362 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51	Apt. 11	Lynda Farrell 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51
Apt. 6	Dennis Oliver 362 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63	Apt. 12	Scott Hamilton 366 John Street South Hamilton, Ontario L8N 2E4  One-Bedroom/\$569.63
		Apt. 14	Martha Wilson 366 John Street South Hamilton, Ontario L8N 2E4  Two-Bedroom/\$618.51

21-25 Mountwood Avenue

Apt. 1	Barbara Rivero 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51	1994 July 26	Apt. 8	Delilah Bain 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 2	Bruce Young 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63		Apt. 9	VACANT 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 3	VACANT 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51		Apt. 10	Andrew Holman Andrea Doty 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 4	Rose Giglia 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63		Apt. 11	Alex Gillespie 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 5	Diane Harding 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51		Apt. 12	Jim Bird 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63
Apt. 6	Don Kirovac 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  One-Bedroom/\$569.63		Apt. 14	Alex MacDougall 25 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51
Apt. 7	Laura Kaneva 21 Mountwood Avenue Hamilton, Ontario L8N 2G8  Two-Bedroom/\$618.51			

5-7 Rockwood Place

Apt. 1	Juliane Begg 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	1994 July 26	Apt. 8	Brian Luckett 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 2	Duane Sullivan 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 9	Walter Giansante 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 3	Mohammed Boumerzoug 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51		Apt. 10	Pamela Heit 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 4	Christopher Redford 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 11	Richard Rodriguez 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 5	Julianne Waller 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51		Apt. 12	Wayne Savoy 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 6	Roger McCreary 5 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 14	Cari Addison 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 7	Yvonne McLaughlin 5 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51		Apt. 15	Robert Arthur 5 Rockwood Place Hamilton, Ontario L8N 2G3  Bachelor/\$220.00

9-11 Rockwood Place

Apt. 1	James Burchell 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51	1994 July 26	Apt. 8	Anna Stranges Antonicitta Stranges 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 2	Henry Jonas 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 9	Susan Breckenridge 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 3	Catherine Boucher 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51		Apt. 10	VACANT 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 4	Gary Townsend Dawn Townsend 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 11	Robert Simmons 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 5	Daryl MacTavish 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51		Apt. 12	Mark Lyons 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63
Apt. 6	Teresa Dupuis Maureen Newport 9 Rockwood Place Hamilton, Ontario L8N 2G3  One-Bedroom/\$569.63		Apt. 14	Jerry Wahler 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51
Apt. 7	Scott Morgan 9 Rockwood Place Hamilton, Ontario L8N 2G3  Two-Bedroom/\$618.51			



The Agreement of Purchase and Sale shall provide,

- (a) that the sale shall be completed within One Hundred and Twenty (120) days of execution of the agreement, unless otherwise agreed by the Tenant and Landlord; and,
- (b) that the purchase price for a Unit be the price agreed upon between the Owner and the Tenant which price shall:
  - (i) not exceed Seventy-Two Thousand Dollars (\$72,000.00) for a two-bedroom unit; and
  - (ii) not exceed Sixty-Three Thousand Dollars (\$63,000.00) for a one-bedroom unit; and
  - (iii) not exceed Thirty-Five Thousand Dollars (\$35,000.00) for the bachelor unit.

In the event the purchase price is not agreed upon for the one-bedroom and two-bedroom units, the purchase price shall be the lesser of \$72,000 Thousand Dollars for a two-bedroom unit and \$63,000 Thousand Dollars for a one-bedroom unit or the average sale price of similar units on the same property that have closed prior to the time the Option is exercised by the Tenant.

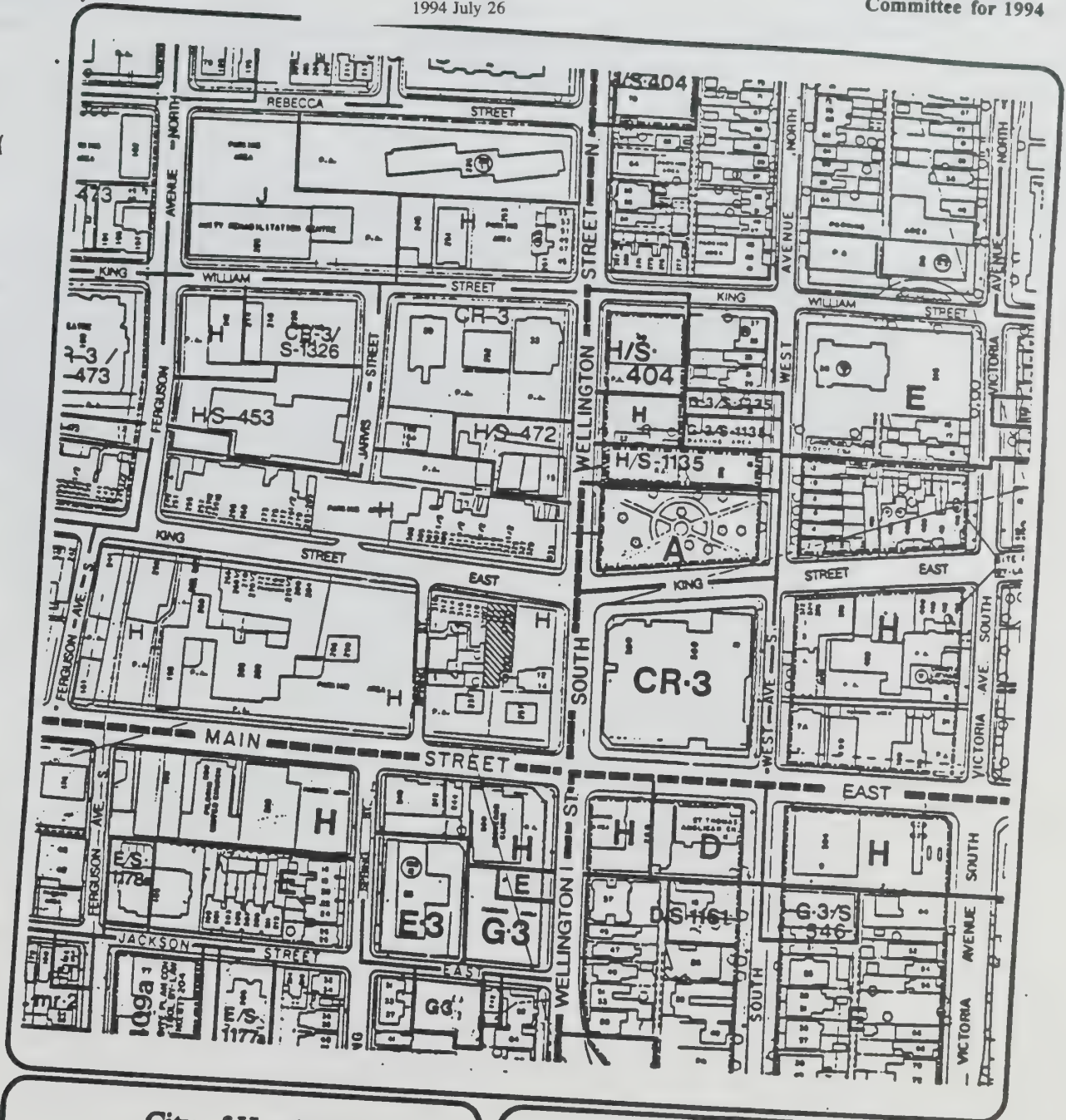
In the event that a purchase price less than Thirty-Five Thousand Dollars (\$35,000.00) is not agreed upon for the bachelor unit, an accredited appraiser of real property shall be retained at the expense of the owner to provide an estimate of the fair market value of the bachelor unit, which price, if lower than Thirty-Five Thousand Dollars (\$35,000.00), shall constitute the purchase price of the unit.

1994 July 26

The conditions of RHPA approval are subject to the following standard terms, which terms shall form part of the applicable document:

- (a) The following documents, namely the RHPA Approval Agreement, the leases and the Options to Purchase shall be prepared by the Owner and registered by the Owner at its expense, including payment of registration fees.
- (b) If the Tenant at any time vacates their rental unit, the Tenant's rights pursuant to lease and the Option to Purchase shall cease. The Tenant may not enter into an Agreement of Purchase and Sale unless the Tenant is at the time of its execution in possession of a rental unit.
- (c) The Tenant's rights under the RHPA Approval Agreement, the lease, and the Option to Purchase shall be personal to the named Tenant(s) only and not assignable by the Tenant(s) to anyone, unless approved by the owner, in the owners absolute discretion.
- (d) If the Director of Local Planning receives a declaration from the Owner that a Tenant named in Appendix "A" has not, or does not want, to enter into the said lease or the said Option or both of them, or that the Tenant has vacated the rental unit, the Director of Local Planning shall send by registered mail to the Tenant at the rental unit listed in Appendix "A", a Notice that the Tenant's rights to the lease or Option, as the case may be, shall cease within twenty-one days of the mailing of the Notice unless the Tenant is still in possession of the premises and has within the said twenty-one day period, collected such document from the Owner and returned to the Owner a copy of the document signed by the Tenant. The Owner shall sign and return the document to the Tenant in accordance with the other time limits of this approval.

1994 July 26



City of Hamilton

Key Map

Rental Housing Protection Act

322 - 326 King Street East

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend



Location of Subject Lands

North



Scale  
Not to Scale

Date  
JUNE 1994

Reference File No.

DE-93-001

Drawn By  
Z.K.



1994 July 26



Schedule "B"  
To Official Plan Amendment No. \_\_\_\_\_

**Chedmac Planning Area Secondary Plan**

	Low Density		Parkland
	Medium Density I		Storm Water Detention Pond
	Medium Density II		Major Institutional
	Medium Density III		Chedmac Planning Area

1994 July 26

**REASONS FOR DESIGNATION**  
**THE FORMER ST. MARK'S ANGLICAN CHURCH**  
130 Bay Street South, Hamilton

In 1877, construction of St. Mark's Anglican Church began at the southwest corner of Bay Street South and Hunter Street West. By January 1878, the church had its first service. Subsequently, a corner bell tower was erected on its Bay Street facade and, in 1925, the Sunday School was added to the west end of the sanctuary. The grounds in front of St. Mark's traditionally have been landscaped, creating a park-like setting for the church.

**Context**

In today's setting of high-rise apartment towers to the north, west and south, the St. Mark's property provides a welcome contrast with its open space and low-rise building. Situated across from the public grounds of Central School and City Hall, the church's front garden serves as an attractive amenity for the surrounding neighbourhood.

**Architectural Significance**

The Church and Sunday School together create a single story, L-shaped structure with an attached three-story tower. It is the fifth Anglican Church to be erected in Hamilton and the first to be constructed in brick. As originally built in 1878, St Mark's was a typical parish church building, designed in the vernacular Gothic Revival tradition. Characteristic of this late 19th-century version is the rectangular, one-story structure with gable roof, buttresses, belfry, and pointed arched windows. St. Mark's Church is distinguished in the use of brick corbelling and sets of triple arched windows which formerly contained stained glass. A bell tower, built later, adds a strong architectural feature to the east facade, while the gothic Sunday School and entrance porch of 1925 blend harmoniously with the original design of the church.

**Historical Significance**

The parish of St. Mark's was founded in 1877 by H. G. Sutherland as the first "free pew" Anglican Church in the city. St. Mark's is said to be the first Anglican Church in Hamilton to introduce "advanced ritual" or high church service, daily service, Gregorian music, as well as many other innovations. After over a hundred years of serving the Anglican community, the church was closed and disestablished in 1989.

**Designated Features**

Of particular importance to the preservation of the former St. Mark's Church are the original features of the east, north, and south facades; the original window openings and doors; the Sunday School addition; the bell tower and the entrance porch. Also important to the site is the retention of the open green space which provides the church with an unique setting among the city's downtown churches.



1994 July 26

5

LAKE ONTARIO

ENVIRONMENTALLY  
SENSITIVE AREA  
REDHILL CREEK  
ESCARPMENT VALLEY  
HAMI -69

SUBJECT PROPERTY  
+/-0.57ha

Note: Boundaries of the site  
are subject to change due to  
the alignment of the Red Hill  
Creek Expressway.

NASH  
AUTO  
PARTS

HAMILTON

EXISTING  
PALING  
INDUSTRIES  
BUILDING

NASH ROAD NORTH

KENORA AVENUE

BANCROFT ST.

C.N.R.

## SITE CONTEXT



SCALE NTS

**BASCIANO  
O'CONNOR  
LANDSCAPE  
ARCHITECTS**

782

Burlington, Ontario  
Tel (905) 681-7604

Paling Industries Ltd.  
403-473 Nash Road, Hamilton

Figure 1

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **ELEVENTH** Report for 1994 and respectfully recommends:

1. (a) That no action be taken on a proposed amalgamation of the City Treasury and Regional Finance Departments, the City and Regional Clerk's Offices and the City Law Department and the Regional Legal Services Department as joint Regional/City Departments reporting to both Councils; and,
- (b) That the Regional and City Chief Administrative Officers report back to their respective Committees and Councils by 1994 September 30th on:
  - (i) the on-going process of downsizing and delayering efforts being made within the above-noted Departments; and,
  - (ii) the proposed amalgamation of the City Treasury and Regional Finance Departments with conversion to either a Regional Department or a City Department where the other level of government purchases services.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON,  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 July 19**

**SKR**

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWELFTH** Report for 1994 and respectfully recommends:

1. (a) That a Special Committee of Hamilton citizens called the VE Day Celebrations Committee be appointed to begin planning events to commemorate the 50th Anniversary of Victory in Europe in 1995.

The Committee shall consist of:

- (i) A Chairman, a Vice Chairman, the Mayor and one Alderman;
  - (ii) The President of the United Council of Veterans;
  - (iii) The Zone Commander of the Royal Canadian Legion, (or his designee if not a Hamiltonian);
  - (iv) The Chairman of the Hamilton Veterans Committee;
  - (v) The Co-ordinator for "Canada Remembers", Veterans Affairs Canada;
  - (vi) Additional members may be appointed with the approval of Council.
- (b) That this Committee shall report to City Council through the Finance and Administration Committee;
  - (c) That this Committee should prepare an initial set of recommendations for City sponsored events relating to VE Day in Hamilton as soon as possible;
  - (d) That this Committee should prepare a proposed budget as soon as possible for presentation to the Finance and Administration Committee.
2. That the condition on Mr. Donald Horrocks' Taxi Licence #244 prohibiting the sale of said licence for a period of fifteen years from the date of issuance as approved by City Council at its meeting held 1981 May 26, be rescinded.

3. (a) That the City of Hamilton host a Civic Reception for the World Basketball Championships, for up to 300 people, at the Hamilton Convention Centre on Sunday, 1994 August 7, at a cost of \$5,000; and,
  - (b) That funding for this expenditure be charged to the Special Hosting Account No. CH 55314 84010.
4. That as referred to in Section 29 of the Twelfth Report of the Parks and Recreation Committee for 1994, the additional funding of \$100,000. required for the West Harbourfront Development Study being considered for an increase from \$300,000. to \$400,000. be financed from the Provincial Government's Jobs Ontario Community Action Program.
5. (a) That as referred to in Section 5 of the Tenth Report of the Transport and Environment Committee for 1994, the City Solicitor be authorized to prepare an appropriate By-Law to construct a combined sidewalk and curb on the south side of Brock Street from John Street to approximately 24m east of Hughson Street (frontage 10 Brock Street) under the Local Improvement Act at an estimated cost of \$27,800., with a City's share of \$21,568. to be financed from the 1994 Capital Levy (Account Centre No. CH 22002) and the balance of \$6,232. being the Owner's share to be financed by the issuance of debentures for a period not to exceed 20 years; and,
  - (b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$6,232. for a term not to exceed 20 years for the above project.
6. That the City Treasurer be directed to close the following Capital Project account:

Capital Centre  Number	Project Descrip- tion	Authorized Gross  Cost	Expended/ Committed  To Date	Balance Available	Source(s) of  Financing
259041006	Y.W.C.A.  Capital  Grant	\$750,000.	\$750,000.	Nil	Reserve for  Capital  Projects



7. That as referred to in Section 26 of the Twelfth Report of the Parks and Recreation Committee for 1994, the additional cost required for the construction of two tennis courts in Gourley Park in the amount of \$16,000. be allocated out of the 1994 Capital Contingency Account and financed from the Reserve for Capital Projects, Account Centre No. CH00203.
8. That as referred to in Section 9 of the Eleventh Report of the Planning and Development Committee for 1994, the additional funding of \$269,610. required for Ferguson Avenue between Barton and Cannon Streets being considered for the implementation of the landscaping and streets scaping component of the revitalization of Ferguson Avenue between Barton and Cannon Streets be financed from the Provincial Government's Jobs Ontario Community Action Program.
9. That the Mayor and City Clerk be authorized to enter into an agreement satisfactory to the City Solicitor with the Federal and Province of Ontario Governments in relation to the Canada/Ontario Infrastructure Works for the following projects:

<u>Project Description</u>	<u>Gross Cost (Net of GST)</u>
(a) Road & Sidewalk Reconstruction Program	\$ 3,800,000.
(b) Ivor Wynne Stadium Improvements	2,673,055.
(c) Central Utilities Plant (C.U.P.) - Trigenation	6,064,500.
(d) Hamilton Society for the Prevention of Cruelty to Animals Inc.	4,800,000.
(e) Barrier Free Design Access - Recreation Buildings	268,000.
(f) Barrier Free Design Access - Recreation Buildings	188,000.
(g) Barrier Free Design Access - City Owned Buildings	<u>2,900,000.</u>
	<u>\$20,693,555.</u>

10. That a purchase order be issued to Robert Slessor Pontiac Buick Inc., Grimsby, in the amount of \$68,671.10, including all applicable taxes, for the supply and delivery of two (2) Crew Cab Stake Dump Trucks, being the lowest of three quotations received in accordance with specifications issued by the Purchasing Division and Vendor's quotation, and be financed through the Reserve for Mobile Equipment Account No. CH5X503 00101.
11. That the listing of Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton to 1994 July 14, attached hereto and marked Appendix "A", be approved.



12. That the following capital accounts regarding information technology-related projects be closed and that the remaining funds be credited to the original source of funding as per the following table:

Capital Centre #	Project Description	Authorized Cost	Expended/Committed	Balance Available	Source of Funds
269251002	Network Replacement (1992)	\$139,000.	\$138,296.	\$ 704.	Reserve for Capital
269051013	Computer Software (1990)	\$125,000.	\$121,090.	\$3,910.	Reserve for Capital
269051015	Computer Software (1989)	\$150,000.	\$145,860.	\$4,140.	Reserve for Capital
268851002	Computer Software (1988)	\$125,000.	\$124,936.	\$ 64.	Reserve for Capital
268851001	Computer Environment Improvements	\$ 50,000.	\$ 49,683.	\$ 317.	Reserve for Capital
268751002	Computer Software (1987)	\$141,650.	\$141,586.	\$ 64.	Capital Levy
268651002	Data Base 4th Generation Language (1986)	\$550,000.	\$549,368.	\$ 632.	Capital Levy
Total				\$9,831.	

13. (a) That approval be given to the request of the C.N.I.B. to use the Forecourt and related equipment for an assembling and registration point for the C.N.I.B. Walkathon from 9:00 o'clock a.m. - 11:00 o'clock a.m. on Sunday, 1994 August 28; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
14. (a) That approval be given to the request of the Take Back the Night Committee to use the City Hall Forecourt, first floor foyer and washrooms on Thursday, 1994 September 22, from 6:00 o'clock p.m. to 11:00 o'clock p.m., for a rally in conjunction with the annual Take Back the Night March; and,
- (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.

15. (a) That approval be given to the request of the Police Services Board of Inquiry to use the City Hall Council Chamber and Room 264 for a Board of Inquiry hearing and retiring room on 1994 October 6, 7, 12, 13, 14, 17, 19, and 25 from 9:00 o'clock a.m. to 5:00 o'clock p.m. and on 1994 October 26, from 9:00 o'clock a.m. to 3:00 o'clock p.m.; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.
16. (a) That approval be given to the request of Tele-Touch, a United Way Agency, to use the City Hall forecourt on Friday, 1994 August 12, from 10:30 o'clock a.m. to 2:30 o'clock p.m., for a Hot Dog Sale in aid of the United Way; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
17. That the Corporation of the City of Hamilton exercise its third year option under the current agreement with Wascana Energy (formerly Saskatchewan Oil and Gas Corporation) for the supply of natural gas on a direct purchase basis to all City owned buildings, and accept their offer to extend the current agreement from 1994 July 1 to 1994 November 1 at a price of \$1.97/Gigajoule.
18. That approval be given to advise the Board of Education for the City of Hamilton that the following properties, which are surplus to the Board's requirements, are not required for any municipal purpose at this time:  
  

Brantdale School	- 15 Brantdale Avenue - Square footage approximately 15,531 - Situated on a 1 acre site
Onteora School	- 243 Fennell Avenue East - Square footage - two buildings - 1923 - approx. 5,354 - 1961 - approx. 18,300
Ridge School	- 1289 Upper James Street - Square footage - approximately 11,655 - Situated on a 1.45 acre site
Vacant Site	- 0.338 acre site - located at corner of Millwood Place and Fielding Drive in the Bruleville Neighbourhood

Vacant Site                      - 6 acre site - located off Nash Road between Nugent Drive and Kentley Drive in the Kentley Neighbourhood

19. That Alderman Bob Charters be appointed to serve as the City of Hamilton representative on the new Large Urban Section Executive of the Association of Municipalities of Ontario.
20. (a) That the Director of Property be authorized to proceed with security improvements at the workstation of the Aldermen's receptionist, which include a 20" high glass enclosure, a full counter top and two half height doors and electrical alterations to remove a potential safety hazard at an estimated cost of \$3,250.; and,  
  
(b) That the cost of undertaking this security improvement be charged to the Capital Budget Account - City Hall Accommodation Requirements.
21. That approval be given for the use of the north and east walls of the gymnasium of West Avenue School, 255 West Avenue North, for the placement of a wall mural directly on the wall itself subject to the following conditions:  
  
(a) That all paint will be restricted to exterior latex; and,  
  
(b) That the final design and mural placement will be subject to review by the City's Art Co-ordinator.
22. That Moore Business Communications Services be awarded the contract for the laser printing, folding, insertion and mailing of Realty and Business Tax Bills and other tax related forms for the period commencing 1994 September 1 to 1995 December 31 at an estimated cost of \$46,000. (lowest of 2 proposals received).
23. That the City Solicitor be authorized to file a Notice of Leave to Appeal to the Court of Appeal in the prosecution of Sun Studios Tanning Centre Limited concerning the licensing of transient vendors under By-law No. 93-071.
24. (a) That the City of Hamilton contribute a maximum of \$8,000. towards the cost of hosting the 1994 Municipal Law Enforcement Officers' Training Seminar and Annual Meeting to be held in Hamilton on 1994 September 11 - 15; and,  
  
(b) That this expenditure be charged to the Hosting of Conferences with Municipal Subject Content Account No. CH 55307 80040.

25. That the Lease Agreement between the City and the Parking Authority with respect to the office and workshop space it occupies at the underground parking garage beneath Commonwealth Square, be cancelled effective 1993 January 1, since the Parking Authority by Council Resolution is now totally responsible for the entire operation of the garage including repairs and maintenance, and the Parking Authority basically acts as an owner.
26. That as referred to in Section 19 of the Twelfth Report of the Parks and Recreation Committee for 1994, the cost to replace the City-owned tents estimated at \$8,000. be charged to the Unclassified Account Centre No. CH 24201.
27. That the Memorandum of Agreement dated 1994 June 22, as settlement of a Joint Job Evaluation Programme between the Corporation of the City of Hamilton and C.U.P.E. Local 1041 be approved and implemented in accordance with the terms therein.
28. That the Memorandum of Agreement between the Corporation of the City of Hamilton and the Hamilton Professional Fire Fighters Association (H.P.F.F.A.) Local 288, dated 1994 June 15, be approved and implemented in accordance with the terms therein.
29.
  - (a) That the City agree to contribute \$100,000. toward resolution of the claims of Susan Parkes et.al in Ontario Court (General Division) Action #1983/85, said sum representing the City's deductible on its Automobile Insurance Policy at the applicable time; and,
  - (b) That the Plaintiffs be required to provide a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action #1983/85 be dismissed as against the City of Hamilton without costs.
30. That leave be granted to introduce the following Bills:
  - (a) D-23 A By-law to Authorize 1994 Debenture Projects and Amounts.
  - (b) D-24 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.



31. (a) That a Bingo Hall Review Committee, comprised of three members of City Council, be appointed for the purpose of reviewing and considering all applications for the establishment of new bingo halls and the upgrading or relocating of existing bingo halls in the City of Hamilton for recommendation to City Council, pursuant to the new Provincial Criteria and Procedures for Bingo Halls.
- (b) That Alderman T. Cooke, D. Drury and D. Wilson be appointed members of the Committee for the remainder of the term of Council. **ADDED.**

RESPECTFULLY SUBMITTED,

ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE

Charlene Touzel  
Acting Secretary  
1994 July 21



THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	STATUS	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Scott Abbott	I	Forester III (D-12)	Public Works	Replacing Mr. R. Parsik - promoted, April 30/94	\$35,322.56	June 27/94
Mr. Angelo Amore	I	Traffic Signs & Markings Specialists (11-E)	Traffic	Replacing Mr. P. Dubord - absent with permission	\$29,714.88 to \$32,754.28	May 11/94
Mr. Edgardo Andaya	I	Truck Driver (D-13A)	Public Works	Replacing Mr. A. Rothead - promoted, May 02/94	\$35,686.56	June 06/94
Mr. Mark Andrechek	I	Rink Attendant I (D-16)	Culture & Recreation	Replacing Mr. F. LaLonde - retired, June 30/94	\$36,780.64	June 20/94
Ms. Joyanne Bockett	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Replacing Ms. Z. Kristie - promoted, May 01/94	\$37,883.04 to \$43,825.60	June 13/94
Ms. Sara Bradley	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Additional Staff Council Approved February 11/94	\$37,883.04 to \$43,825.60	June 13/94

Prepared July 14/94

Status
Internal - I
External - E

1994 July 26

Appendix "A" referred  
to in Section 11 of the  
TWELFTH Report of the  
Finance and Administration  
Committee for 1994.

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Patrick Fournier	I	Truck Driver (D-13)	Public Works	Replacing Mr. J. Zizek - transferred, May 02/94	\$35,686.56	June 13/94
Mr. Roland Gosselin	I	Truck Driver (D-13)	Public Works	Replacing Mr. J. Wotta - transferred, May 02/94	\$35,686.56	June 13/94
Mr. Joel Luke	I	Gardener III (D-7)	Public Works	Returning to former position	\$33,496.32	May 30/94
Mr. Lawrence Lupton	I	Signs & Markings Specialist (11-C)	Traffic	Replacing Mr. R. Jones - promoted, March 01/94	\$28,956.20 to \$31,989.88	June 20/94
Ms. Marianne Lyon	E	Building Inspector (D-15A)	Building	Replacing Mr. J. Walker - deceased, Jan. 16/92	\$42,280.16 to \$48,626.76	June 13/94
Mr. Randy Manuel	I	Gardener I (D-17)	Public Works	Replacing Mr. F. Giannini - returning to former position	\$37,146.72	May 30/94
Ms. Jacqueline Maxwell	I	Parking Control Officer (13-I)	Traffic	Replacing Ms. Melissa Eberhardt - promoted, July 19/93	\$32,560.32 to \$37,396.32	May 23/94

Prepared July 14/94

Status

Internal - I

External - E

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Erin McClintock	E	Customer Service Rep/ Plan Examiner (21-D)	Building	Replacing Mr. R. Kuipers - promoted, April 01/94	\$37,883.04 to \$43,825.60	June 13/94
Mr. Harold Mestekemper	I	Sanitation Worker 2-Man Crew (D15-G)	Public Works	Conversion to 2-Man Crew - Approved by Committee of the Whole, Feb. 11/94	\$36,670.40	May 30/94
Ms. Alison Orr	E	Building Inspector (25-A)	Building	Replacing Mr. David Gibson - retired, Dec. 31/93	\$42,280.16 to \$48,626.76	June 13/94
Mr. Karl Riimand	I	Gardener I (D-17)	Public Works	Replacing Mr. L. Cialini - promoted, May 16/94	\$37,146.72	June 13/94
Mr. Robert Taylor	I	Truck Driver (D-13)	Public Works	Replacing Mr. D. Hitzroth - promoted, May 02/94	\$35,686.56	June 13/94

Prepared July 14/94

Status	
Internal	I
External	E

1994 July 26

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Brian Vance	I	Truck Driver (D-13)	Public Works	Replacing Mr. D. Thomas - transferred, May 09/94	\$35,686.56	June 13/94
Mr. Tien Vuong	I	House Plan Examiner (19-A)	Building	Replacing Mr. F. Genovese - promoted, April 01/94	\$36,392.72 to \$42,130.92	May 31/94
Mr. Don Williams	I	Fire Safety Officer (C7A)	Fire	Replacing Mr. F. Bianucci - promoted, May 08/94	\$57,934.32	June 01/94

Prepared July 14/94

Status
Internal - I
External - E

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Marcel Belhumeur	Lead Hand Welder	Public Works	Retired (Early)	27 years, 1 month	June 30/94
Mr. Edward Cicciolaki	Supervisor Stores	Treasury	Retired (Early)	36 years	June 30/94
Mr. Peter Fidanza	Labourer	Public Works	Retired	15 years, 2 months	June 30/94
Mr. Steven Fish	Roller Operator	Public Works	Retired (Early)	22 years	June 30/94
Mr. Sam Gentile	Lead Hand/Truck Driver	Public Works	Retired (Early)	24 years	June 30/94
Mr. Frederick LaLonde	Rick Attendant I	Culture & Recreation	Retired (Early)	28 years, 10 months	June 30/94
Mr. Anton Paver	Labourer	Public Works	Retired (Early)	32 years, 1 month	June 30/94
Mr. Matteo Sassanelli	Concrete Finisher	Public Works	Retired (Early)	2 years, 11 months	April 29/94
Mr. Richard Seager	Assistant Supervisor Taxation-Realty	Treasury	Retired (Early)	33 years, 6 months	June 30/94
Mr. Dave Smith	Traffic Checker	Traffic	Terminated	20 years	May 25/94
Mr. Gary Vickers	Labourer	Public Works	Retired (Early)	25 years, 10 months	June 30/94

Prepared July 14/94

Glossary of Terms

Terminated - long term disability  
 \* discharge  
 \* downsizing  
 \* redundant

Resigned - personal betterment  
 \* personal reasons



1994 July 26

## **REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FOURTH** Report for 1994 and respectfully recommends:

1. That the Tow Truck Driver Licence Application of Byron E. Daniel, 6 East 25th Street, Hamilton, be denied.

Confidential background information provided to members of City Council under separate cover.

**Respectfully Submitted,**

**ALDERMAN T. COOKE, CHAIRPERSON  
LICENSING COMMITTEE**

**Stella Glover  
Secretary**

**1994 July 13**

1994 July 26

**REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW**

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Mayor presents his **FIFTH** Report for 1994 and respectfully recommends:

1. (a) That the names of the Mayor's Race Relations Committee and Mayor's Race Relations Advisory Council be changed to the Mayor's Committee Against Racism and Discrimination and the Mayor's Advisory Council Against Racism and Discrimination, in order to use more appropriate terminology and to reflect the terminology currently in use by the Provincial Government; and,  
  
(b) That this name change take effect at the end of the present term of City Council.

**RESPECTFULLY SUBMITTED,**

**ROBERT M. MORROW  
MAYOR**

Stella Glover  
Secretary  
1994 June 27

URBAN/MUNICIPAL

CAY ON HBL AOS  
A31  
1994



J. McAnanama  
Chief Librarian  
Hamilton Public Library

*20/10/94*

1994 August 26

## NOTICE OF MEETING

COMMITTEE OF THE WHOLE  
TUESDAY, 1994 AUGUST 30  
6:30 O'CLOCK P.M.  
Room 233, City Hall

*File and distribute  
a Council*

J. J. Schatz  
City Clerk

NOTE: The purpose of this meeting is to consider the attached report respecting the allocation of the infrastructure funding allotment.

### AGENDA

1. MAYOR R. M. MORROW - Opening Remarks.
2. CAO/TREASURER - Report.
3. ADJOURNMENT.

URBAN MUNICIPAL

SEP 7 1994

GOVERNMENT DOCUMENTS

c.c.: J. Pavelka, Chief Administrative Officer  
Management Team



**CITY OF HAMILTON**  
**- RECOMMENDATION -**

**DATE:** 1994 August 24

**REPORT TO:** J. J. Schatz, Secretary  
Committee of the Whole

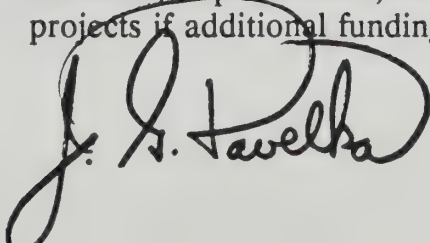
**FROM:** J. G. Pavelka  
Chief Administrative Officer

Allan C. Ross  
Treasurer

**SUBJECT:** Canada/Ontario Infrastructure Works - Balance of  
Funding Application - Net of G.S.T. Cost \$491,917

**RECOMMENDATION:**

- a) That the Committee of the Whole consider revising Appendix "B", the second priority list of projects if more infrastructure funding became available, Item 1(b) of the Third Report of the Committee of the Whole adopted by Council 1994 March 10 as the amount available for further application is only \$491,917 and the project priority may have been changed.
- b) That the Committee of the Whole consider the projects outlined on attached Appendix "A" for application to the Ministry of Municipal Affairs in relation to the Canada/Ontario Infrastructure Works up to a maximum amount of \$491,917 (\$21,185,472 less \$20,693,555) to complete the total funding allocation for the City and the City's cost of \$163,973 be financed by the issuance of debentures.
- c) That the City Solicitor be authorized to prepare the appropriate by-laws for those Canada/Ontario Infrastructure Works projects and the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed twenty years.
- d) That the Mayor and City Clerk be authorized to enter into an agreement satisfactory to the City Solicitor with the Federal and Provincial governments in relation to the above Canada/Ontario Infrastructure Works Projects.
- e) That the City Treasurer be authorized to indicate to the Ministry of Municipal Affairs by September 30, 1994 the City's interest in applying for more infrastructure projects if additional funding is available under the reallocation policy.





### FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The City's cost of the projects will stay within the financial parameters approved by Council on 1994 March 29.

### BACKGROUND:

The gross amount of \$491,917 remains available within the City's Infrastructure Allocation. This is primarily due to a savings in project cost by G.S.T. rebate.

The following projects were approved by Council on 1994 March 10 totalling \$9,446,000 for further application should infrastructure funding become available:

<u>Projects in Ranking Order</u> (1)	<u>\$ 000's</u>			
	<u>Gross Cost</u> (2)	<u>Canada/Ontario Contribution</u> (3)	<u>Sharing of Costs</u> (4)	<u>City Cost</u> (5)
1. Hamilton East Kiwanis Boys and Girls Club	7,014	4,676	1,282	1,056
2. Gore Park Walkway Restoration	315	210	-	105
3. Energy Conservation Project	200	133	-	67
4. Eastwood Arena	<u>1,917</u>	<u>1,278</u>	<u>-</u>	<u>639</u>
	<u>9,446</u>	<u>6,297</u>	<u>1,282</u>	<u>1,867</u>

Given the limited amount of funds remaining available within our allocation and the potential for changing priorities over time, it is appropriate to review this list and to consider alternate projects at this time. Appendix A attached to this report provides a list of sidewalk reconstruction projects for consideration in this regard.

Under the present policy, municipalities have until 1994 September 30 to indicate whether or not they will be utilizing this initial allocation. It is our understanding that if all funds are not fully utilized, the Ministry will announce by 1994 October 31 the reallocation of funds to those municipalities who expressed interest by 1994 September 30 to participate. The City will have until 1994 December 31 to submit applications for reallocated funds.

**APPENDIX 'A'**  
**Canada/Ontario Infrastructure Program Works**  
**Additional Sidewalk Reconstruction**

<b>Project</b>	<b>Gross Cost</b>	<b>Canada/Ontario Contribution</b>	<b>Net City Cost</b>
<b>Rifle Range Road - Main to Whitney - 214m (east side)</b>	\$ 21,400.	\$ 14,267.	\$ 7,133.
<b>Sussex Street - Leland to Emerson - 122m (partial reconstruction)</b>	\$ 12,200.	\$ 8,133.	\$ 4,067.
<b>Leland Street - Sussex to Mapes - 61m (partial reconstruction)</b>	\$ 6,100.	\$ 4,067.	\$ 2,033.
<b>Cathcart Street - Cannon to Rebecca - 540m (both sides)</b>	\$ 54,000.	\$ 36,000.	\$ 18,000.
<b>Balmoral Ave. N. - Barton to Cannon - 880m (both sides)</b>	\$ 88,000.	\$ 58,666.	\$ 29,334.
<b>Airdrie Ave. - Melvin to Britannia - 320m (both sides)</b>	\$ 32,000.	\$ 21,333.	\$ 10,667.
<b>London St. S. - King to Lawrence - 319m (east side)</b>	\$ 31,900.	\$ 21,267.	\$ 10,633.
<b>Marcella Cres. - Summercrest to Summercrest - 310m - 141 to 187 and 142 to 186</b>	\$ 31,000.	\$ 20,667.	\$ 10,333.
<b>Albright Rd. - Harrisford to West end - 187m (both sides-partial reconst.)</b>	\$ 18,700.	\$ 12,467.	\$ 6,233.
<b>Parkdale Ave. S. - Lawrence to South end - 113m (partial reconst. - east side)</b>	\$ 11,300.	\$ 7,533.	\$ 3,767.

<b>Project</b>	<b>Gross Cost</b>	<b>Canada/Ontario Contribution</b>	<b>Net City Cost</b>
<b>Beaconsfield Dr. - Upper Ottawa to Currie - 608m (both sides)</b>	<b>\$ 60,800.</b>	<b>\$ 40,533.</b>	<b>\$ 20,267.</b>
<b>Bluebird Ave. - Bobolink to Meadowlark - 59m (both sides-partial reconst.)</b>	<b>\$ 5,900.</b>	<b>\$ 3,933.</b>	<b>\$ 1,967.</b>
<b>Jasmine Rd. - Deerborn to Upper Sherman - 145m (north side-partial reconst.)</b>	<b>\$ 14,500.</b>	<b>\$ 9,667.</b>	<b>\$ 4,833.</b>
<b>Folkstone Ave. - Berko to Lawson - 85m (partial reconst.)</b>	<b>\$ 8,500.</b>	<b>\$ 5,667.</b>	<b>\$ 2,833.</b>
<b>Thorner Dr. - Deerborn to West end - 191m (partial reconst.)</b>	<b>\$ 19,117.</b>	<b>\$ 12,744.</b>	<b>\$ 6,373.</b>
<b>Bruce Dale Ave. E. - East 22nd to East 25th - 165m (partial reconst.)</b>	<b>\$ 16,500.</b>	<b>\$ 11,000.</b>	<b>\$ 5,500.</b>
<b>West 2nd St. - Richwill to McElroy - 300m (partial reconst.)</b>	<b>\$ 30,000.</b>	<b>\$ 20,000.</b>	<b>\$ 10,000.</b>
<b>West 3rd St. - Richwill to McElroy - 300m (partial reconst.)</b>	<b>\$ 30,000.</b>	<b>\$ 20,000.</b>	<b>\$ 10,000.</b>

<b>TOTALS</b>	<b><u>4,919m</u></b>	<b><u>\$491,917.</u></b>	<b><u>\$327,944.</u></b>	<b><u>\$163,973.</u></b>
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URBAN/MUNICIPAL  
CA4 ON HBL A05  
A31  
1994

CITY CLERK'S OFFICE  
MEMORANDUM

K. DEITER 1  
Urban Municipal  
Collection - Library

\*\*\*\*\*

TO: Mr. J. Pavelka, C.A.O.  
Management Team  
Legislative Assistants

FROM: Mr. J. J. Schatz  
City Clerk

PHONE: 546-2727

SUBJECT: CITY COUNCIL MEETING

DATE: 1994 September 1

Attached for your information and appropriate action is a copy of the minutes of the regular meeting of City Council held August 30, 1994.

Please undertake to carry out the directions of City Council.



att.

JJS/dg





1994 August 30

Minutes of Hamilton City Council  
Tuesday, 1994 August 30  
7:30 o'clock p.m.  
Council Chamber, City Hall

The Council met:

Present: Mayor R. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

Tebey Ottoh sang the National Anthem.

\* \* \* \* \*

Reverend Brian Weatherdon, MacNab Street Presbyterian Church led Council in prayer.

**PRESENTATION**

A Certificate of Recognition was presented to Mr. Ben Ayres, Mr. Santo Gallo and Mr. Warwick Jones of Coppley Apparel Group (Cambridge Clothes) for bringing distinction to the City of Hamilton by winning an award at the 1994 International Association of Clothing Designers.

**PROCLAMATIONS**

Mayor R. M. Morrow proclaimed the following:

- (a) Dystonia Awareness Week - September 18th to 25th, 1994.
- (b) Legion Week - September 18th to 24th, 1994.
- (c) A Century in Motion (The Women's Art Association of Hamilton) - September, 1994

## **ADOPTION OF MINUTES**

The minutes of the meeting held 1994 July 26 were adopted as circulated.

## **CORRESPONDENCE PETITIONS**

1. Application dated 1994 July 22 from U-Haul Co. of Canada Ltd, Hamilton, Ontario for a modification to the established "M-12" (Prestige Industrial) District regulations, for lands located at No. 1088 Rymal Road East, Hamilton, Ontario

**Received.**

2. Application dated 1994 August 4 from Sthermal Developments Inc. c/o 1 James Street South, Hamilton, Ontario for changes in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District for Block "1", "R-4" (Small Lot Single - Family Dwelling) District for Block "2", and "C" (Urban Protected Residential, etc.) District for Blocks "3", "4", "5", and "6", for lands located in the area south of Rymal Road and west of the proposed extension of Upper Sherman Avenue, Hamilton, Ontario.

**Received.**

3. Application dated 1994 August 17 from Mike Jovanovic, Hamilton, Ontario for a further modification to the established "HH" (Residential Community Shopping and Commercial) District for property at No. 2826 King Street East, Hamilton, Ontario

**Received.**

4. Petition respecting Sycamore Trees on East 8th Street, Hamilton, Ontario.

**Referred to Transport and Environment Committee.**

5. Letter dated 1994 August 26 from J. J. Schatz, City Clerk respecting an objection to By-law Number 94-133 re: property located at the north-west corner of Garth Street and Rymal Road West.

**Received.**

Alderman Cooke declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Cooke's brother has an interest in this property.

6. Letter dated 1994 August 26 from J. J. Schatz, City Clerk respecting an objection to By-law Number 94-134 re: property located at 44 Greendale Drive.

**Received.**

7. Memorandum dated 1994 August 29 from Mr. L. Parente of the Princess Bingo and New Airport Bingo respecting their application to relocate their Bingo Hall operation.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Committee of the Whole, the Licensing Committee, and the Special Committee to Administer the Hamilton-Scourge Project, be now considered in Committee of the Whole with Alderman Kiss in the chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

**TRANSPORT AND ENVIRONMENT COMMITTEE - TWELFTH REPORT**

**Section 35 Re: Solid Waste Management Strategic Plan.**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Aldermen Cooke, Wilson, Eisenberger. -3. **CARRIED.**

\* \* \* \* \*

**Section 38 Re: Stuart Street from MacNab to Bay Street.**

It was moved by Alderman Merling and seconded by Alderman Agro that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting permission to advertise narrowing of Stuart Street between MacNab Street and Bay Street. **CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Agro that the following be added to the **ELEVENTH** Report of the Transport and Environment Committee for 1994 as Section 38:

38. That the proposed narrowing of Stuart Street from MacNab to Bay Streets from 13.0m to between 7.0m to 12.0m, as shown on Schedule "C" attached hereto, be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990 and that the necessary alteration By-law be prepared by the City Solicitor and advertised by the City Clerk. **CARRIED.**

\* \* \* \* \*



**Section 39 Re: Wentworth Condominium Corporation No. 79**

It was moved by Alderman Merling and seconded by Alderman Ross that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the transfer of a walkway from the Wentworth Condominium Corporation No. 79 to the City of Hamilton. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Ross that the following be added as Section 39 of the Eleventh Report of the Transport and Environment Committee for 1994:

39. That subject to the Wentworth Condominium Corporation No. 79 transferring ownership of the walkway which runs east/west between Fonthill Road and Upper Paradise Road to the City of Hamilton for the sum of \$1., City Council approve the following:

- (a) That the Director of Public Works Department be directed to undertake improvements to the existing concrete walkway surface, including an increase in width from 1.5 metres to 3.0 metres, which will bring the walkway to City Standards and the installation of a 1.5 metre chain link fence to replace the existing wood fence at a cost not to exceed \$10,000; and,
- (b) That the Director of the Public Works Department be directed to place an amount of \$2,000. in the Departments Annual Maintenance Budget for associated walkway maintenance costs including snow removal, weed control and garbage clean-up; and,
- (c) That the Director of Property be directed to proceed with the transfer of the property from the Wentworth Condominium Corporation No. 79 to the City of Hamilton at a cost not to exceed \$601.; and,
- (d) That the estimated cost of \$10,000 for this undertaking be financed from the Canada/Ontario Infrastructure Works Programme, as recommended by the Committee of the Whole.

**CARRIED.**

\* \* \* \* \*





**Section 6 Re: United Way of Burlington**

It was moved by Alderman Jackson and seconded by Alderman Charters that Section 6 of the Fourteenth Report for 1994 of the Parks and Recreation Committee respecting the United Way of Burlington, Hamilton-Wentworth request for permission to host their Opening Ceremony for the Annual Campaign, 1994 September 16, in Harbourfront Park, be deleted. **CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - TWELFTH REPORT**

**Section 20 Re: Application No. A-94:141 Re: Permit the Second Floor of building to be used for general offices - 231 Bay Street North**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Drury, Copps. -3.

**NAYS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.  
**LOST.**

**FINANCE AND ADMINISTRATION COMMITTEE - THIRTEENTH REPORT**

**Section 17 Re: Paling Industries Ltd. - Replacement of fire package body**

Alderman Agro declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Agro is a Employee Benefits Consultant for the Company.

\* \* \* \* \*

**Section 25 Re: Statement of Treasurer**

It was moved by Alderman Ross and seconded by Alderman Charters that the following be added as Section 25 of the Thirteenth Report of the Finance and Administration Committee for 1994:

25. That the Statement of the Treasurer summarizing the remuneration and expenses paid to Members of City Council and other bodies for the year 1993 as referred to in Section 2 of the Third Report of the Finance and Administration Committee adopted by City Council at its meeting held 1994 February 22 be amended to reflect an increase in expenses of \$1 260.49 for Alderman T. Anderson. **CARRIED.**

**COMMITTEE OF THE WHOLE - NINTH REPORT**

**CITY OF HAMILTON LICENSING COMMITTEE - FIFTH REPORT**

**SPECIAL COMMITTEE TO ADMINISTER  
THE HAMILTON-SCOURGE PROJECT**

**ACTING MAYOR FOR THE MONTH OF SEPTEMBER, 1994**

It was moved by Alderman Cooke and seconded by Alderman Agro that Alderman G. Copps be appointed Acting Mayor for the month of September, 1994. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Committee of the Whole, the City of Hamilton Licensing Committee, and the Special Committee to Administer the Hamilton-Scourge Project, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

**BILLS**

It was moved by Alderman Cooke and seconded by Alderman Agro that the following Bills be now read a first time:

A-55, A-56, A-57, A-58, A-59, A-60.  
C-43, C-44, C-45, C-46.  
D-25.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Kiss in the chair. (second reading).

A-55, A-56, A-57, A-58, A-59, A-60.  
C-43, C-44, C-45, C-46.  
D-25.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted:

A-55, A-56, A-57, A-58, A-59, A-60.  
C-43, C-44, C-45, C-46.  
D-25.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-55, A-56, A-57, A-58, A-59, A-60.  
C-43, C-44, C-45, C-46.  
D-25.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**



1994 August 30

\* \* \* \* \*

City Council then adjourned at 9:30 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

**MAYOR R. M. MORROW**

J. J. Schatz, City Clerk  
1994 August 30

JJS/dg

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **ELEVENTH** Report for 1994 and respectfully recommends:

1. That a four-way stop control be implemented at the intersection of Flatt Avenue and Glenside Avenue and that the City Traffic By-law 89-72 be amended accordingly.
2. That City Council enact the By-law to authorize the closure of Mead Avenue at a point approximately 757 feet east of the eastern limit of Parkdale Avenue for a period of one year commencing September 15, 1994.
3. That City Council endorse the request from Local 1005 - Community Homes Inc. to extend the present bus route to 595 Rymal Road East and refer this request to the Regional Municipality of Hamilton-Wentworth for their consideration.
4. That a "No Stopping, Commercial Vehicle Loading Zone, 7:00 a.m. to 7:00 p.m., 7 days a week" regulation be implemented on the north side of Pescara Avenue commencing at a point 130 feet east of Crerar Drive and extending to a point 30 feet easterly therefrom and that the City Traffic By-law 89-72 be amended accordingly.
5. That a "No Parking" regulation be implemented on the east side of Third Avenue commencing at Beach Boulevard and extending to the northerly end and that the City Traffic By-law 89-72 be amended accordingly.
6. That in conjunction with the existing "Alternate Side Parking" regulation a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Afton Avenue between Lorne Avenue and Prospect Street and that the City Traffic By-law 89-72 be amended accordingly.
7.
  - (a) That a reserved "Permit Parking" regulation be implemented on the south side of Aikman Avenue commencing at a point 180 feet east of Wentworth Street South and extending to a point 31 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,
  - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Maiuri Orazio, 20 Aikman Avenue.

8. (a) That a "Permit Parking" regulation be implemented on the south side of Mars Avenue commencing at a point 107 feet east of Douglas Street and extending to a point 19 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,  
  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Roy Roussel, No. 46 Mars Avenue.
9. That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 9:00 p.m., seven days a week" regulation be implemented on the north side of Sanders Boulevard, commencing at a point 36 feet east of West Park Avenue and extending to a point 28 feet easterly therefrom and that the City Traffic By-law 89-72 be amended accordingly.
10. That an "Alternate Side Parking" regulation be implemented on Broadway Avenue between Main Street West and Sussex Street such that parking is prohibited;  
  
(a) on the west side of the street during the months of December, January, February and March and from the 1st to the 15th day of April, May, June, July, August, September, October and November; and,  
  
(b) on the east side of the street from the 16th to the last day of April, May, June, July, August, September, October and November, and that the City Traffic by-law 89-72 be amended accordingly.
11. That two hour parking meters be installed on the west side of Locke Street South between Canada Street and Main Street West and on the east side between Canada Street and Jackson Street West and that the City Traffic By-law 89-72 be amended accordingly.
12. That northbound traffic on Westinghouse Avenue be required to stop for eastbound and westbound traffic on Myler Street and eastbound traffic on Myler Street be required to stop for northbound and southbound traffic on Milton Avenue and that the City Traffic By-law 89-72 be amended accordingly.
13. That a "No Stopping" regulation be implemented on the east side of Upper Kenilworth Avenue commencing at Fern Place and extending to a point 69 feet southerly therefrom and that the City Traffic By-law 89-72 be amended accordingly.
14. That three-way stop control be implemented at the intersection of Rosemont Avenue and Lottridge Street and that the City of Hamilton Traffic By-law 89-72 be amended accordingly.

15. That in accordance with the request by the Hamilton Street Railway Company, the following bus stops be relocated:

Route #22 Upper Ottawa

Delete - Eastbound - Queensdale Avenue East, south side, 9.6 metres west of East 34th Street (N/S); and,

Add - Eastbound- Queensdale Avenue East, south side, 5.9 metres west of East 33rd Street (N/S); and,

Delete - Eastbound - Queensdale Avenue East, south side, 27.1 metres east of East 36th Street (M/B); and,

Add - Eastbound - Queensdale Avenue East, south side, 31.5 metres west of East 36th Street (M/B); and,

Delete - Westbound- Queensdale Avenue East, north side, 34.6 metres east of East 36th Street (M/B); and,

Add - Westbound - Queensdale Avenue East, north side, 5.0 metres east of East 36th Street (N/S); and,

Delete - Westbound- Queensdale Avenue East, north side, 7.9 metres west of the projected east curb line of East 34th Street (F/S); and,

Add - Westbound - Queensdale Avenue East, north side, 9.7 metres east of East 33rd Street (N/S); and,

Delete - Westbound- Queensdale Avenue East, north side, 7.4 metres east of the projected west curb line of East 15th Street (M/B); and,

Add - Westbound - Queensdale Avenue East, north side, 19.3 metres west of East 16th Street (N/S).

16. That the existing hours of the School Crossing Guard at the intersection of Cranbrook Drive and Garrow Drive be extended to include the lunch time school crossing period.
17. (a) That the existing residential boulevard parking agreement registered as Instrument No. 177574 to the property at 175 Ferguson Avenue South, which is presently owned by Mr. Brian J. Edgar, be discharged; and,



- (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement; and,
  - (c) That the applicant be permitted to execute a revised residential boulevard parking agreement.
18. That the application of Mr. Trung Giang to lease a portion of the boulevard of Vine Street adjacent to No. 95 MacNab Street North for parking purposes be approved, provided that:
- (a) the applicant pays the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current annual rate is \$60.70 for each of the first two spaces and \$30.36 for each additional space) plus taxes, if any, in addition to the \$10.00 encroachment insurance charge approved by the City Council on 1984 February 14.
  - (b) the owner pays a one time \$50.00 registration fee, as approved by the City Council on 1986 January 14.
  - (c) the owner pays a one time \$182.12 (plus G.S.T.) processing fee, as approved by the City Council on 1988 January 12.
  - (d) the owner complies with the requirements as set out in the policy approved by the City Council on 1975 June 24, respecting using a portion of road allowance for parking purposes.
  - (e) the driveway approach, parking area and other structures, as approved by the Director of Traffic Services, be constructed and maintained at the owner's expense.
  - (f) the owner executes an agreement satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
19. (a) That in accordance with Section 15(1) of the Police Services Act, 1990, the following persons be appointed as Parking Control Officers;

Albert Lutz  
William Young



(b) That the following appointment as a Parking Control Officer be repealed:

Colin Vale

20. That a purchase order in the amount of \$75,458.40 be issued to Fortran Traffic control Systems for the supply of equipment to control the lane signals on the Sherman Cut/Sherman Access System.
21. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of funding:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
529149005	Catchbasin & Drain Connections (1991)	\$25,000	\$10,078.67	\$14,921.33	Capital Levy
609351014	Motor Vehicle Requirements - Signals and Hoists	\$54,000	\$26,995.59	\$27,004.41	Capital Reserve -Unclassified

22. (a) That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the following applications for neighbourhood street festivals:
- (i) Glen Arms Street from Gemini Drive to the end of the street on Saturday June 25, 1994 from 12:00 noon to 11:00 p.m.
  - (ii) East 32nd Street from Brucedale Avenue to Queensdale Avenue on Saturday July 9, 1994 from 4:00 p.m. to 11:00 p.m.
  - (iii) East 34th Street from Brucedale Avenue to Fennell Avenue on Saturday August 6, 1994 from 4:00 p.m. to 11:00 p.m.
  - (iv) Barons Avenue North from Dunsmure Road to Roxborough Avenue on Saturday August 6, 1994 from 12:00 noon to 11:00 p.m.

- (v) Elite Drive from Upper Wentworth Street to Acadia Drive on Saturday August 20, 1994 from 2:00 p.m. to 11:00 p.m.
- (vi) Hughson Street North from Picton Street to Simcoe Street on Saturday August 13, 1994 from 11:00 a.m. to 10:30 p.m.
- (vii) National Drive from no.132 to no.108 on Saturday August 20, 1994 from 5:00 p.m. to 11:00 p.m.

subject to the following conditions:

- (i) That approval from Regional Police Services be received;
  - (ii) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City and the Region as an added insured parties with a provision for cross liability;
  - (iii) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
  - (iv) That all barricading be supplied by and at the expense of the applicant;
  - (v) That "Temporary Road Closure" signs be installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services;
  - (vi) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer;
  - (vii) That no property owner or resident within the barricaded area be denied access to their property upon request;
  - (viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
- (b) That the application of the Corktown Co-op to temporarily close Forest Avenue from Aurora Street to 200m easterly on Saturday, September 10, 1994 from 2:00 p.m. to 7:00 p.m., be approved, subject to the above-noted conditions.

23. (a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in:

**"WISEMOUNT ESTATES - PHASE 6", Hamilton**

**City's Share \$31,883.**

**Subdivider's Share \$151,706.46**

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Wisemount Estates - Phase 6", Hamilton and any other related documents for this Subdivision subject to the approval of the City Solicitor.
- (c) That approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered.
- (d) In the event that the owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing.
- (e) That the City's share for the costs of services in "Wisemount Estates - Phase 6" (\$31,883.) be approved and the Finance and Administration Committee recommend the source of funding for this project.
24. That the application of G. Newcombe, owner of 94 Weir Street North, to erect and maintain landscaping consisting of three raised flower boxes, two measuring 1.3m x 3.21m and one measuring 1.2m x 3.9m, encroaching onto the Weir Street North road allowance, be approved during the pleasure of Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor and Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,
- (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,
- (c) That the applicant pay a first year fee of \$252. and an annual fee of \$20.



25. (a) That the following City lands be incorporated into the streets in order to provide access to newly registered subdivision developments

Annapolis Way	Parts 33 & 34	Plan 62R-11631
Annapolis Way	Parts 4, 5 & 6	Plan 62R-12435
Artistic Boulevard	Block 12	Plan 62M-634

- (b) That the By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council; and,
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-laws.

26. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of the Roxborough Park Association, to temporarily close Ayr Avenue between Reid Avenue and Bingham Road, from 12:00 noon to 8:00 p.m. on Friday, 1994 August 12 and from 8:00 a.m. to 8:00 p.m. on Saturday, 1994 August 13 and from 8:00 a.m. to 1:00 p.m. on Sunday, 1994 August 14 to provide parking and a delivery area for a T-Ball Tournament, subject to the following conditions:

- (a) That the prior approval of the Chief of Police or his/her designate be received, and that such permits or authorizations as may be required by the Chief of Police or his/her designate be obtained; and,
- (b) That proof of \$2,000,000. public liability insurance, naming the City and Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss be provided; and,
- (c) That all barricading, detour signing and traffic control to be subject to the direction of the Chief of Police or his/her designate; and,
- (d) That all barricading be supplied by and at the expense of the applicant; and,
- (e) That "Temporary Road Closure" signs to be installed in advance by the Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services and at the expense of the applicant; and,
- (f) The applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,

- (g) No property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (h) That all property owners and tenants along the closed portion of the route will be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
27. That the Commissioner of Transportation/Environmental Services be authorized and directed to proceed with construction of roadway asphalt, sidewalks and curbs, catchbasins and connections on Delta Drive from Upper James Street to approximately 171 metres easterly at an estimated cost of approximately \$152,360. to be financed from the City's Account for Unsubdivided Lands.
28. That the application of P. Wenzel, agent for the Renter's Guide, to place newspaper vending boxes on Hunter Street West near the southwest corner of Bay Street and on MacNab Street South at the southeast corner of Robinson Street and on Park Street South at the northeast corner of Duke Street, be approved during the pleasure of Council, provided:
- (a) That the applicant enter into an agreement satisfactory to the City Solicitor and the Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,
  - (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,
  - (c) That the applicant pay a one time processing and administration fee of \$252. and an annual fee of \$15. per newsbox.
29. That the City Treasurer be directed to close the Capital Project accounts as detailed in Appendix "A" attached hereto, with any excess funding to be transferred to its original source of funding.
30. That the Commissioner of Transportation/Environmental Services be directed to rehabilitate the south side pedestrian walkway on the Melvin Avenue Bridge at an estimated cost of \$30,000. and that the expenditure be financed through the Bridge Maintenance Account No. 9264418.
31. That the request submitted by the Ministry of Transportation, for an exemption from Noise By-law No. 79-292, Contract No. 20-94-625 and No. 20-94-629, Selective Resurfacing on the Q.E.W. and Highway 403, be approved.



32. That purchase orders be issued to 1997 April 30, for the rental of labour and equipment for snow removal, in accordance with the specifications issued by the Manager of Purchasing and Vendor's tenders, as detailed in Appendix "B" attached hereto, and that this expenditure be financed through the Hired Equipment Clearing Account No. CH 56602 60999.
33. That the Public Works Department be authorized to continue to fund the Sewer Street Tree Program Account No. CH 56321 60430 recognizing the pending overdraft.
34.
  - (a) That the Region be requested to finance the rehabilitation work that is required to the watermain and sewers in the south leg of King Street between John and Hughson Streets, including the Hughson Street intersection estimated at \$305,000.; and,
  - (b) That the Region advise as to the feasibility of completing this work and the necessary road and sidewalk work prior to the traditional Christmas shopping season which begins around December 1; and,
  - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to construct these works once all the necessary approvals have been received; and,
  - (d) That the Commissioner of Transportation/Environmental Services be directed to construct these works as early as possible in 1995.
35.
  - (a) That the Regional Municipality of Hamilton-Wentworth be advised that the City of Hamilton does not support the Solid Waste Management Strategic Plan as presented; and,
  - (b) That the Director of Public Works be authorized to assist the Region, at their request, in revising the Solid Waste Management Strategic Plan, through the Waste Management Co-ordinating Committee, recognizing that a revised strategic plan is subject to the consideration of the appropriate Standing Committees and Councils of the area municipalities and the Region; and,
  - (c) That the mandate of the Waste Management Co-ordinating Committee (WMCC) be reviewed towards reinforcing its role as a co-ordinating agency in solid waste management, recognizing the participation in WMCC of all area municipalities and the Region; and,
  - (d) That the Regional Municipality of Hamilton-Wentworth be requested to allow for the following City of Hamilton solid waste management requirements in the pending proposal call for the Regional Solid Waste Management Contract:

- (i) The City of Hamilton will provide curbside collection services for residential garbage within its civic boundaries.
  - (ii) The City of Hamilton will provide bulk pick up services for Hamilton residents through its existing contract with a private sector firm.
  - (iii) The Region should continue to manage the "Blue Box" recycling program, the backyard composting program, the household hazardous waste program, waste reduction and promotion and those services assigned through the Regional Municipality of Hamilton-Wentworth Act relating to receiving, dumping and disposing of waste, ie. SWARU, transfer stations and the landfill site.
  - (iv) The City of Hamilton requires financial incentives within the pending contract for the operation of the Regional Solid Waste System which facilitates and encourages waste reduction through recycling and composting.
  - (v) The Region should consider the feasibility of operating a Regional composting facility for leaf and yard waste, including transportation of compostable materials from designated sites within the City and further to make recommendations concerning composting for those municipalities affected by leaf and yard waste legislation in 1995.
  - (vi) The City of Hamilton requires greater utilization of the transfer stations for the dumping of civic curbside collected waste to reduce travel time for our packers and hence assist our two-person crew format for garbage collection. Specific details as to expected tonnages, days of the week and times of day for this dumping have been provided previously through the WMCC.
  - (vii) The City of Hamilton requires tipping floor improvements at SWARU to improve efficiency of use by civic collection vehicles.
- (e) That the Director of Public Works be authorized to prepare a strategy for the consideration of the Transport & Environment Committee concerning the management of leaf and yard waste for the City of Hamilton, including collection and disposal, recognizing the need to comply with recent Provincial legislation; and,
- (f) That this report, if approved by City Council, be forwarded to the Regional Municipality of Hamilton-Wentworth as Hamilton's response to the Regional Solid Waste Management Strategic Plan.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Drury, Morelli, Copps, Agostino, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Aldermen Cooke, Wilson, Eisenberger. -3. **CARRIED.**

36. (a) That a "No Parking" regulation be implemented on the west side of Oriole Crescent between Martha Street and Glengrove Avenue; and that the City Traffic By-law 89-72 be amended accordingly.
37. That leave be granted to introduce the following Bills:
- (a) A-55 A By-law to close a portion of Mead Avenue for a one year period.
  - (b) A-56 A By-law to amend By-law No. 89-72 to Regulate Traffic.
  - (c) A-57 A By-law to amend By-law No. 89-72 to Regulate Traffic.
  - (d) A-58 A By-law to Incorporate Parts 33 and 34, on Plan 62R-11631 into Annapolis Way.
  - (e) A-59 A By-law to Incorporate Parts 4,5 and 6, Plan 62R-12435 into Annapolis Way.
  - (f) A-60 A By-law to Incorporate all of Block 12, Plan 62M-634 into Artistic Boulevard.
38. That the proposed narrowing of Stuart Street from MacNab to Bay Streets from 13.0m to between 7.0m to 12.0m, as shown on Schedule "C" attached hereto, be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990 and that the necessary alteration By-law be prepared by the City Solicitor and advertised by the City Clerk. **ADDED.**



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39. That subject to the Wentworth Condominium Corporation No. 79 transferring ownership of the walkway which runs east/west between Fonthill Road and Upper Paradise Road to the City of Hamilton for the sum of \$1., City Council approve the following:
- (a) That the Director of Public Works Department be directed to undertake improvements to the existing concrete walkway surface, including an increase in width from 1.5 metres to 3.0 metres, which will bring the walkway to City Standards and the installation of a 1.5 metre chain link fence to replace the existing wood fence at a cost not to exceed \$10,000; and,
  - (b) That the Director of the Public Works Department be directed to place an amount of \$2,000. in the Departments Annual Maintenance Budget for associated walkway maintenance costs including snow removal, weed control and garbage clean-up; and,
  - (c) That the Director of Property be directed to proceed with the transfer of the property from the Wentworth Condominium Corporation No. 79 to the City of Hamilton at a cost not to exceed \$601.; and,
  - (d) That the estimated cost of \$10,000 for this undertaking be financed from the Canada/Ontario Infrastructure Works Programme, as recommended by the Committee of the Whole. **ADDED.**

**Respectfully Submitted,**

**ALDERMAN H. MERLING, CHAIRPERSON  
TRANSPORT AND ENVIRONMENT COMMITTEE**

**Kevin Christenson  
Secretary**

**1994 August 22**

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Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
a) 528643003	Reconstruct Roxborough, Parkdale to Reid	\$ 390,000.00	\$ 365,148.00	\$ 24,852.00	Reserve for City Share of Services
b) 528643005	Catchbasins- Alma Eva-Eleanor-Alma-Dulgarin	\$ 27,000.00	\$ 23,064.00	\$ 3,936.00	Reserve for Capital Projects /Province
c) 528643007	Catchbasins- Kennedy & Maltin- W end Upper James	\$ 26,000.00	\$ 24,176.00	\$ 1,824.00	Reserve for Capital Projects /Province
d) 528644001	Repairs to MacNab and Mary Street Bridges	\$ 135,000.00	\$ 9,747.00	\$125,253.00	Current Budget/ Province
e) 528649001	Retaining Wall Potruff Road	\$ 4,300.00	\$ 4,229.00	\$ 71.00	Current Budget
f) 528649003	Storm water control dams - design	\$ 10,000.00	\$ 2,384.00	\$ 7,616.00	Current Budget
g) 528843001	Design of York Blvd. Triangle north west corner	\$ 35,040.00	\$ 0	\$ 35,040.00	Reserve for Capital Projects
h) 528744002	Street Lighting, walks - McQueston Bridge	\$ 155,000.00	\$ 101,917.00	\$ 53,083.00	Capital Levy
i) 528749001	Repair Hunter St. retaining wall	\$ 15,000.00	\$ 7,062.00	\$ 7,938.00	Current Budget
j) 528943002	Albright Rd. - 190m west of Nicklaus - 115m westerly	\$ 104,000.00	\$ 77,221.00	\$ 26,779.00	Reserve for Capital Projects /Province
k) 529247003	Cardinal Heights No. 5 - Phase 3 Roads/Walks	\$ 2,280.00	\$ 1,448.00	\$ 821.00	Reserve for services through unsubdiv'd lands
l) 528346004	Glen Arms Manor - Phase 2 Roads/Walks	\$ 39,660.00	\$ 29,754.00	\$ 9,906.00	Reserve for services through unsubdiv'd lands
m) 528446005	Approaches Limeridge Rd. E. Roads/Walks	\$ 3,000.00	\$ 2,898.00	\$ 102.00	Reserve for services through unsubdiv'd lands
n) 528446006	Curb & Gutters - Magna Court and Vespari- Rds/Wks	\$ 29,900.00	\$ 26,314.00	\$ 3,586.00	Reserve for services through unsubdiv'd lands



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Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
o) 528446008	Brookstrm, Galloway, Forestgate - Roads/Walks	\$ 17,000.00	\$ 11,934.00	\$ 5,066.00	Reserve for services through unsubdivided lands
p) 528446011	Mohawk Gardens - Phase 1- Rds/Wks	\$ 292,430.00	\$ 241,279.00	\$ 51,151.00	Reserve for services through unsubdiv'd lands
q) 528446014	Gilkson Meadows - Phase 2 - Roads/Walks	\$ 10,790.00	\$ 7,867.00	\$ 2,923.00	Reserve for services through unsubdiv'd lands
r) 528546002	Regent Court - Roads/Walks	\$ 8,260.00	\$ 145.00	\$ 8,115.00	Reserve for services through unsubdiv'd lands
s) 528546003	Cardinal Heights Add. No. 5 - Ph. 4 - Rds/Wks	\$ 51,500.00	\$ 43,662.00	\$ 7,838.00	Reserve for services through unsubdiv'd lands
t) 528546005	Mohawk Gardens - Ph. 3, Stg. 2 - Roads/Walks	\$ 92,700.00	\$ 68,805.00	\$ 23,895.00	Reserve for services through unsubdiv'd lands
u) 528546009	Chateau Estates Phase 2 - Rds/Wks	\$ 13,360.00	\$ 11,250.00	\$ 2,110.00	Reserve for services through unsubdiv'd lands
v) 528547001	Cardinal Heights Addition No. 5 - Ph. 4 - Swr/Wtr	\$ 20,520.00	\$ 16,412.00	\$ 4,108.00	Reserve for services through unsubdiv'd lands
w) 528646010	Fieldway - Upper Wentworth Roads/Walks	\$ 68,710.00	\$ 62,410.00	\$ 6,300.00	Reserve for services through unsubdiv'd lands
x) 528646017	Aspen West - Ph. 2 - Rds/Wks	\$ 53,020.00	\$ 41,378.00	\$ 11,642.00	Reserve for services through unsubdiv'd lands
y) 528647001	Paradise Green - Swr/Wtr	\$ 15,880.00	\$ 15,874.00	\$ 6.00	Reserve for services through unsubdiv'd lands
z) 528746003	Gourley Park Block "A" - Rds/Wks	\$ 4,500.00	\$ 2,270.00	\$ 1,486.00	Reserve for services through unsubdiv'd lands
aa) 528746004	Quinnendale Gardens Block "H" - Rds/Wks	\$ 3,000.00	\$ 1,514.00	\$ 1,486.00	Reserve for services through unsubdiv'd lands

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Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source of Funding
bb) 528746012	Greenhill Gardens Phase 3 - Fencing	\$ 4,790.00	\$ 4,248.00	\$ 542.00	Reserve for services through unsubdiv'd lands
cc) 528746015	Guildwood - Trevi - Novoco Drive - Rds/Wks	\$ 145,000.00	\$ 148,815.00	(\$ 3,815.00)	Reserve for services through unsubdiv'd lands
dd) 528746017	Sandrina Gardens - Rds/Wks	\$ 77,210.00	\$ 70,606.00	\$ 6,604.00	Reserve for services through unsubdiv'd lands
ee) 528846001	Rymal Survey Addition- Rds/Wks	\$ 37,800.00	\$ 21,556.00	\$ 16,244.00	Reserve for services through unsubdiv'd lands
ff) 528846009	Aquila Place - Phase 2 - Rds/Wks	\$ 41,900.00	\$ 41,594.00	\$ 306.00	Reserve for services through unsubdiv'd lands
gg) 528846012	Abby Hill Farm Phase 1 - Rds/Wks	\$ 272,180.00	\$ 272,179.00	\$ 1.00	Reserve for services through unsubdiv'd lands
hh) 528846013	Red Hill Manor No. 2 - Rds/Wks	\$ 21,040.00	\$ 15,197.00	\$ 5,843.00	Reserve for services through unsubdiv'd lands
ii) 528846016	Bentwood Place - Rds/Wks	\$ 55,340.00	\$ 40,544.00	\$ 14,796.00	Reserve for services through unsubdiv'd lands
TOTAL				\$ 475,569.00	

Name	Type	GRADERS ONLY	
		94-95	96-97
Adair Equipment	Cat 69		\$136.00
	Cat 65	\$132.00	\$140.00
J. Chastney	Champion 67		
	Champion 70	\$132.00	\$140.00
Danbill Equipment	(a) Champion	\$132.00	\$140.00
	(b) Champion	\$132.00	\$140.00
	(c) Champion	\$132.00	\$140.00
	(d) Champion	\$132.00	\$140.00
	(e) Wabco	\$132.00	\$140.00
	(f) Wabco	\$132.00	\$140.00
	(g) Champion	\$132.00	\$140.00
	(h) Cat 12-70	\$132.00	\$140.00
	(i) Champion	\$132.00	\$140.00
	Gallion 1976	\$132.00	\$140.00
G.P. Mason Excavating Ltd.	Champion 600-1973	\$132.00	\$140.00
Spar-Con. Construction Ltd.	JD 770 B.H.	\$132.00	\$140.00
JDR. Tools & Equipment	Champion 562	\$132.00	\$140.00
Dig It Construction	Champion 600	\$132.00	\$140.00
	Champion 600	\$132.00	\$140.00
Bill Price Grader Rentals	Cat 1406	\$132.00	\$140.00
	Cat 120 G	\$132.00	\$140.00
	Cat 120	\$132.00	\$140.00
	Cat 12 F	\$132.00	\$140.00
Tim Lipsitt	Champion 715	\$132.00	\$140.00

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Name	GRADEES ONLY TYPE	Page 2 Rates		
		94-95	95-96	96-97
All Around Contracting Inc.	Champion 740	\$132.00	\$136.00	\$140.00
Rioux Excavating	Gallion	\$132.00	\$136.00	\$140.00
G. Mason Construction	Champion 562	\$132.00	\$136.00	\$140.00
Workman Excavating	MT. 1805	\$132.00	\$136.00	\$140.00
	MT. 1805	\$132.00	\$136.00	\$140.00
Groves Ltd.	Champion D600	\$132.00	\$136.00	\$140.00
King Paving & Mat	Champion 1705	\$120.00	\$124.00	\$128.00
	Wabco 1708	\$120.00	\$124.00	\$128.00
	Wabco 1709	\$120.00	\$124.00	\$128.00
N.R.G.	Wabco 440	\$130.00	\$134.00	\$138.00
Blacktop Enterprises Ltd.	Cat 12 E	\$132.00	\$136.00	\$140.00
	Cat 12 E	\$132.00	\$136.00	\$140.00

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Name	Type	ARTICULATING LOADERS		
		94-95	95-96	96-97
J. Chastney	Clark 80	\$ 98.00	\$101.00	\$104.00
	Clark - Blade 80	\$107.00	\$110.00	\$113.00
Danbill Equipment	Case. W. 1986 - 4 cuyd.	\$ 98.00	\$101.00	\$104.00
	Case. W. 1986 - 4 cuyd. Blade	\$107.00	\$110.00	\$113.00
Tri-R. Trucking	Case 621 1989 - 4yd.	\$ 98.00	\$101.00	\$104.00
	Romatsu. WA 180 1990 - 4yd.	\$ 98.00	\$101.00	\$104.00
Nutri-Turf Inc.	Michigan 125A - 4yd.	\$ 75.00	\$ 78.00	\$ 82.00
	Hough 120 - 6yd.	\$ 75.00	\$ 78.00	\$ 82.00
G.F. Mason Excavating Ltd.	Terex 72.31 1984 - 4yd.	\$ 98.00	\$101.00	\$104.00
	Terex 72.51 1981 - 5yd.	\$ 98.00	\$101.00	\$104.00
JDR. Tools & Equipment	JD 644E - 5 cuyd.	\$ 98.00	\$101.00	\$104.00
L.M. Enterprises	John Deer 544 1989 - 3 yd.	\$ 98.00	\$101.00	\$104.00
E. Woytkiw Haulage	JD 444 - 4cuyd.	\$ 98.00	\$101.00	\$104.00
	JD 624 - 4cuyd.	\$ 98.00	\$101.00	\$104.00
	JD 544 - 4cuyd.	\$ 98.00	\$101.00	\$104.00
	Cat 950 - cuyd.	\$ 98.00	\$101.00	\$104.00
	JD 444 - Blade	\$107.00	\$110.00	\$113.00
	JD 624 - Blade	\$107.00	\$110.00	\$113.00
Cardi Construction	Cat 950E - 4yd.	\$ 98.00	\$101.00	\$104.00
Cardeen Construction	Cat IT28B - 4cuyd.	\$ 98.00	\$101.00	\$104.00
	Cat IT28B - 4cuyd.	\$ 98.00	\$101.00	\$104.00
Ottavio Ciccarelli & Son	Catapillar IT 18 - 3 1/2cuyd.	\$ 98.00	\$101.00	\$104.00
	Catapillar IT 28 - 4cuyd.	\$ 98.00	\$101.00	\$104.00
	Catapillar IT 28 - 10' Blade	\$107.00	\$110.00	\$113.00



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Name	ARTICULATING LOADERS		
	Type	Rate	Rate
		94-95	95-96
Rioux Excavating	Hough - 4cuyd.	\$ 98.00	\$101.00
G. Mason Construction	Clark B 275	\$ 98.00	\$101.00
			\$104.00

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POWER - D7 OR EQUIVALENT

<u>Name</u>	<u>Address</u>	<u>Type</u>	<u>94-95</u>	<u>95-96</u>	<u>96-97</u>
Danbill Equipment Rentals	58 Robson Crescent, Hamilton 388-9817	Cat D7 Cat D7 Cat D8	\$80.96 \$80.96 \$80.96	\$83.98 \$83.98 \$83.98	\$86.98 \$86.98 \$86.98
G.F. Mason Excavating Ltd.	19 Leslie, Stoney Creek 662-8446, 662-8466, 561-0165	Terex 82.20 Terex 82.20	\$80.00 \$80.00	\$86.00 \$86.00	\$89.00 \$89.00
JDR Tools & Equipment	495 Arvin Avenue, Stoney Creek 662-7064, 662-5766	JD 550	\$74.00	\$77.00	\$80.00
Nelson Excavating Co. Ltd.	150 Brockley Drive, Stoney Creek 561-1226, 561-1263	Komatsu D65	\$80.00	\$84.00	\$88.00
Cormar Contracting Ltd.	624 Arvin Avenue, Stoney Creek 643-9110, 634-9113	Liebherr 631	\$79.00	\$82.00	\$86.00
N.R.G.	98 Chipman Street, Cambridge (416) 605-7502, (519) 658-8199	Cat D7	\$80.00	\$84.00	\$88.00

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# 4 X 4 PUSHERS

Name	Address	Type	Rate 94-95	Rate 95-96	Rate 96-97
Nutri-Turf Inc.	658 Concession 5, Millgrove (905) 689-4654, (950) 684-0504	Chev. 2500 - 8' Blade Ford F350 - 9'6" Blade	\$39.00 \$39.00	\$41.00 \$41.00	\$43.00 \$43.00
Green Mountain Property Maintenance	34 Arbutus Crescent, Stoney Creek, 560-4002	Ford 250 - 8'	\$46.00	\$46.00	\$46.00
Keldi Enterprise	8526 Airport Road, Mount Hope 679-3186, 679-0903	GMC - 7 1/2' Ford - 8' Blaser - 7' Chev. - 7 1/2' Ford - 7' Chev. - 7'	\$47.00 \$47.00 \$47.00 \$47.00 \$47.00 \$47.00	\$49.00 \$49.00 \$49.00 \$49.00 \$49.00 \$49.00	\$51.00 \$51.00 \$51.00 \$51.00 \$51.00 \$51.00
Dignor Excavating	120 Second Road West, Stoney Creek, 578-9988	Ford 250 - 8' Blade	\$45.00	\$47.00	\$49.00
CLM Heavy Equipment Rentals	3417 Hwy. 6, Mount Hope 679-1074	Ford F150 - 7 1/2' Toyota X Cab - 7 1/2' Chev. 3/4 ton - 7 1/2'	\$44.00 \$46.00 \$46.00	\$45.00 \$47.00 \$47.00	\$46.00 \$48.00 \$48.00
Sunrise Deck Fence Landscape	6 Pinetree Court, Dundas 628-1944	GMC 3500 - 9' GMC 3500 - 9'	\$45.00 \$45.00	\$47.00 \$47.00	\$49.00 \$49.00
The Outdoor Work Ltd.	198 Barton Street West, Hamilton 570-0188, 527-5634	Ford 450 - 9' Ford 350 - 9' Ford 250 - 8' GMC 1500 - 7 1/2' GMC 1500 - 7 1/2' Bronco - 7 1/2'	\$44.00 \$44.00 \$44.00 \$44.00 \$44.00 \$44.00	\$46.00 \$46.00 \$46.00 \$46.00 \$46.00 \$46.00	\$48.00 \$48.00 \$48.00 \$48.00 \$48.00 \$48.00
L. Palvolgyi General Contracting	269 Mud Street East, Stoney Creek, 662-6296	GMC - 7 1/2'	\$44.00	\$46.00	\$48.00

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SIDEWALK EQUIPMENT - BOBCAT/BOMBARDIERS

Name	Address	Type	94-95	95-96	96-97
E. Woytkiw Haulage	2227 Rymal Road East, Stoney Creek, 575-4100, 578-9917	(3) Bobcats - 54" to 60"	\$48.00ea	\$50.00	\$52.00
Digmor Excavating Ltd.	120 Second Road West, Stoney Creek, 578-9988	Bobcat 743 - 5' Blade	\$46.00	\$48.00	\$50.00
CLM Heavy Equipment Rentals	3417 Hwy. 6, Mount Hope 679-1074	New Holland 455 - 4' New Holland 455 - 4' New Holland 455 - 4'	\$44.00 \$44.00 \$44.00	\$46.00 \$46.00 \$46.00	\$48.00 \$48.00 \$48.00
Sunrise Deck Fence Landscape	6 Pinetree Court 628-1944	Bobcat 743 - 5'	\$46.00	\$48.00	\$50.00
The Outdoor Works Ltd.	198 Barton Street West 570-0188, 527-5634	Gehl. 5625 - 5' Case 1428 - 4' Bobcat 743 - 5' Bobcat 743 - 5' Bobcat 743 - 5' Bobcat 743 - 5'	\$44.00 \$44.00 \$44.00 \$44.00 \$44.00 \$44.00	\$46.00 \$46.00 \$46.00 \$46.00 \$46.00 \$46.00	\$48.00 \$48.00 \$48.00 \$48.00 \$48.00 \$48.00
L. Palvolley General Contracting	269 Mud Street East, Stoney Creek, 662-6296	Bobcat 743 - 6'	\$45.00	\$47.00	\$49.00
B. Spears Excavating	161 Allenby Avenue, Hamilton 575-4240	Case 1845 - 5'	\$48.00	\$50.00	\$52.00
Niagara Custom Built Homes	77 Adriatic Blvd., Stoney Creek 643-6606	Thomas 133 - 5'	\$40.00	\$40.00	\$40.00
Danbill Equipment Rentals	58 Robson Crescent, Hamilton 388-9817	Bobcat - 5'	\$48.00	\$50.00	\$52.00

## SIDEWALK EQUIPMENT - BOBCAT/BOMBARDIER

Name	Address	Type	94-95	95-96	96-97
Tri-R Trucking	66 Canterbury, Stoney Creek 541-3980, 548-6223	Bobcat 843 - 60" Bobcat 843 - 60"	\$48.00 \$48.00	\$50.00 \$50.00	\$52.00 \$52.00
Nutri-Turf Inc.	658 Concession 5, Millgrove 689-4654, 689-0504	Gehl. 5625 (72" - 6')	\$45.00	\$47.00	\$49.00
JDR Tools & Equipment	495 Arvin Avenue, Stoney Creek 662-7064, 662-5366	Bobcat 743 - 5' Thomas BIC - 5' Prime Mover - 5'	\$46.99 \$46.99 \$46.99	\$48.99 \$48.99 \$48.99	\$50.99 \$50.99 \$50.99
Sunset Landscape Const. Ltd.	457 Hwy. #1, RR#1 Dundas 648-8807, 648-5517	Bobcat 743 - 5' Bobcat 7775 - 5'6" Bobcat 7753 - 5'6"	\$48.00 \$48.00 \$48.00	\$50.00 \$50.00 \$50.00	\$52.00 \$52.00 \$52.00
Cormar Contracting Ltd.	624 Arvin Avenue, Stoney Creek 643-9110, 634-9113	Case 1840 - 54" Blade	\$47.00	\$49.00	\$51.00
Cardi Construction	24 Garden Avenue, Stoney Creek 560-3122, 560-5803	Bobcat 743 - 1/2cu yd. bucket Bobcat 743 - 1/2cu yd. bucket	\$48.00 \$48.00	\$50.00 \$50.00	\$52.00 \$52.00
RCM Contracting	54 Pleasant Avenue, Hamilton 389-6101	New Holland L455 - 4' New Holland L455 - 4'	\$46.00 \$46.00	\$48.00 \$48.00	\$50.00 \$50.00
Workman Excavating	849 Butter Road West, Ancaster 648-5521	Thomas - 4 1/2' Bombardier - 4'	\$48.00 \$61.00	\$50.00 \$63.00	\$52.00 \$65.00
Keldi Enterprises	8526 Airport Road, Mount Hope 679-3186, 679-0903	Case 1845 - 5' Bobcat 7753 - 5' Case 1845 - 5' Case 1845 - 5'	\$48.00 \$48.00 \$48.00 \$48.00	\$50.00 \$50.00 \$50.00 \$50.00	\$52.00 \$52.00 \$52.00 \$52.00



SIDWALK EQUIPMENT - TRACTOR-MOUNTED SNOW BLOWERS

<u>Name</u>	<u>Address</u>	<u>Type</u>	<u>Rate</u> <u>95-96</u>	<u>96-97</u>
Workman Excavating	849 Butter Road West, Ancaster 648-5521	11H 1086 (130hp) Case IH 2294 (130 hp) MF 1135 (130 hp)	\$95.00 \$95.00 \$95.00	\$101.00 \$101.00 \$101.00
Danbill Equipment Rentals	58 Robson Crescent, Hamilton 388-9817	John Deer - 40	\$95.00	\$101.00

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SIDEWALK EQUIPMENT - BOBCAT WITH BLOWER

<u>Name</u>	<u>Address</u>	<u>Type</u>	<u>Rate</u> <u>95-96</u>	<u>Rate</u> <u>96-97</u>
Crescan Landscaping Contracting	Mount Hope 679-1100, 679-0353	Bobcat 753 (25 hp)	\$53.00	\$54.50
Bill Price Grader Rentals	2920 South Grimsby Road, Smithville, 957-0410, 541-0498	Thomas 233HD (60hp)	\$53.00	\$55.00

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Name	Address	TRUCKS - TANDEM - TRIAXLE	
		Type	Rate
Mountainview Excavating	908 Ridge Road East, Stoney Creek, 643-3612, 643-1154	GMC Brigadore - 18cuyd.	94-95 \$43.00
		MAC RB 6885 - 18-20cuyd.	95-96 \$45.00
		MAC 24-2C cuyd.	\$43.00 \$45.00 \$47.00 \$52.00
10022538 Ontario Ltd. c/o Jansen Enterprises	65 Morley, Hamilton 545-4500, 545-4501	MAC - 18cuyd.	94-95 \$43.00
		MAC - 18cuyd.	95-96 \$45.00
		INT/H. - 18cuyd.	\$43.00 \$45.00 \$47.00
Ottavio Ciccarelli & Son	807-53 Hwy., Ancaster 648-9677, 648-5178	MAC 686DM - 18cuyd.	94-95 \$43.00
		International - 18cuyd.	95-96 \$45.00
		International - 18cuyd.	\$43.00 \$45.00 \$47.00
Dennis Walters Trucking	4069-21st Street, RR#1 Jordan 562-3222	MAC C5300P - 12cuyd.	\$40.00 \$41.00 \$42.00
		1 HC - 18cuyd. (+7½)	\$40.00 \$42.00 \$45.00
		1 HC - 18cuyd. (+7½)	\$40.00 \$42.00 \$45.00
Digmor Excavating Ltd.	120 Second Road West, Stoney Creek, 578-9988	INTNSP2 - 22cuyd. (+7½)	\$45.00 \$48.00 \$50.00
		Western Star-18cuyd. (+7½)	\$42.00 \$44.00 \$46.00
		Western Star-18cuyd. (+7½)	\$42.00 \$44.00 \$46.00
Budacki Trucking	3387 Townline, Grassie 643-2342	Ford LTD 9000 - 18cuyd.	\$41.00 \$43.00 \$45.00
F & S Excavating Ltd.	9 Tamarack Place, Stoney Creek 577-1649	MAC DM - 18cuyd.	94-95 \$42.95
		MAC DM - 18cuyd.	95-96 \$44.95
		Ford 8000 - 18cuyd.	\$42.95 \$44.95 \$46.95
		MAC - 18cuyd.	\$42.95 \$44.95 \$46.95
		MAC - 18cuyd.	\$42.95 \$44.95 \$46.95

Name	Address	TRUCKS - TAMDEM - TRIANGLE		Type		Rate		Page 2	
A. Greco	643-0151					94-95	95-96	96-97	
				Ford 9000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Ford 9000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Ford 9000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
Angel Excavating	420 Hwy. #8, Stoney Creek 664-2191			Ford LTS - 16cuyd.		\$43.00	\$45.00	\$47.00	
G. Mason Construction	8 Lakeshore Road, Stoney Creek 643-4220, 643-9513			Western Star - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Western Star - 18cuyd.		\$43.00	\$45.00	\$47.00	
Battlefield Bobcat Service	367 Hemlock Avenue, Stoney Creek 662-3360, 662-8015			Ford 9000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
Bill Wilcockson Trenching	182 East 19th Street, Hamilton 383-7372								
Battaglia Construction	1650 Upper Ottawa, Hamilton 388-2760, 575-0842			GMC - 18cuyd.		\$43.00	\$45.00	\$47.00	
Hollan Construction	40 Hildegard Drive, Hamilton 561-0352			Ford 8000 - 14cuyd.		\$43.00	\$45.00	\$47.00	
Roma Construction	2 Hewitson, Stoney Creek 643-4487			Ford - 16cuyd.		\$43.00	\$45.00	\$47.00	
				Ford - 16cuyd.		\$43.00	\$45.00	\$47.00	
				Ford - 18cuyd.		\$43.00	\$45.00	\$47.00	
Tony & Paul Concrete	6 Hewitson, Stoney Creek 643-1735			Chev. - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Ford - 18cuyd.		\$43.00	\$45.00	\$47.00	
Tri-R. Trucking	66 Canterbury, Stoney Creek 541-3980, 548-6223			Ford 8000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Ford 8000 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				International 1900 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				GMC J8 - 18cuyd.		\$43.00	\$45.00	\$47.00	
				Ford 9000 - 18cuyd.		\$43.00	\$45.00	\$47.00	

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Name	Address	TRUCKS - TANDEN - TRIAXLE Type	Rates 94-96	95-96	Page 3
Tri-R. Trucking cont'd...			94-96	95-96	96-97
G. F. Mason Excavating Ltd.	19 Leslie Drive, Stoney Creek 662-8446, 561-0165, 662-8466	Ford 8000 - 18cuyd. MAC 6865 - 18cuyd. Ford 9000 - 18cuyd. Ford 8000 - 18cuyd.	\$43.00 \$43.00 \$43.00 \$43.00	\$45.00 \$45.00 \$45.00 \$45.00	\$47.00 \$47.00 \$47.00 \$47.00
JDR. Tools & Equipment	495 Arvin Avenue, Stoney Creek 662-7064, 662-5366	Ford - 16cuyd. Ford - 16cuyd. Ford - 16cuyd. Auto Car - 20cuyd.	\$43.00 \$43.00 \$43.00 \$48.00	\$45.00 \$45.00 \$45.00 \$50.00	\$47.00 \$47.00 \$47.00 \$52.00
L.M. Enterprises	27 Crooks Street, Hamilton 572-9655, 575-5259	MACK DM - 18cuyd. MACK DM - 18cuyd. MACK DM - 18cuyd. Ford L8000 - 18cuyd. Ford L8000 - 18cuyd. Ford L8000 - 18cuyd.	\$43.00 \$43.00 \$43.00 \$43.00 \$43.00 \$43.00	\$45.00 \$45.00 \$45.00 \$45.00 \$45.00 \$45.00	\$47.00 \$47.00 \$47.00 \$47.00 \$47.00 \$47.00
Tim Lipsitt Excavating	467 Maple Avenue, Grimsby 945-7727	International 2600	\$43.00	\$45.00	\$47.00
Cormar Construction	624 Arvin Avenue, Stoney Creek 643-9110, 634-9113	International 1954 - 16cuyd. International 1954 - 16cuyd. MACK DM 600 - 16cuyd. International Paymaster -20cuyd.	\$43.00 \$43.00 \$43.00 \$48.00	\$45.00 \$45.00 \$45.00 \$50.00	\$47.00 \$47.00 \$47.00 \$52.00

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Name	Address	TRUCKS - TANDEM - TRIAXLE		Rate	Page 4
		Type	Rate		
Cardi Construction Ltd.	24 Garden Avenue, Stoney Creek 560-3122, 560-5803	MACK 600 - 18cuyd.	\$43.00	\$45.00	\$47.00
		MACK 600 - 18cuyd.	\$43.00	\$45.00	\$47.00
		MACK 600 - 18cuyd.	\$43.00	\$45.00	\$47.00
		MACK 600 - 18cuyd.	\$43.00	\$45.00	\$47.00
		MACK 600 - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford Col. - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford Col. - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford Col. - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford Col. - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford Col. - 18cuyd.	\$43.00	\$45.00	\$47.00
Sannio Construction	128 Deerpur Road, Stoney Creek 662-4494	Ford 8000 - 18cuyd.	\$43.00	\$45.00	\$47.00
All Around Contracting Inc.	165 Sloayze Road, Hannon 692-4558, 692-9012	MACK DMH - 22cuyd. Havistar 826000 - 32-55cuyd.	\$43.00 \$48.00	\$45.00 \$50.00	\$47.00 \$52.00
Tomic Trucking	52 Hixon Road, Hamilton 547-1925, (mobile) 577-7817	Ford - 20cuyd.	\$40.00	\$42.00	\$44.00
Mike Sartra	118 Main Street North, Waterdown 689-6012, (mobile) 577-5025	Ford 8000 - 18cuyd.	\$42.00	\$44.00	\$46.00
Nutril-Turf Inc.	658 Concession 5, Millgrove 689-4654, 689-0504	Ford 8000 - 18cuyd.	\$39.00	\$40.00	\$42.00
D. Swing Trucking	4039 Hwy. 16, Mount Hope 541-3654, 541-3980	International RBT - 18cuyd. Ford 8000 - 18cuyd. Ford 8000 - 18cuyd. International 1900 - 18cuyd. GMC J8 - 18cuyd. Ford 9000 95 - 18cuyd.	\$43.00 \$43.00 \$43.00 \$43.00 \$43.00 \$43.00	\$45.00 \$45.00 \$45.00 \$45.00 \$45.00 \$45.00	\$47.00 \$47.00 \$47.00 \$47.00 \$47.00 \$47.00

TRUCKS - TANDEM - TRIAXLE					Page 3
Name	Address	Type	94-95	95-96	96-97
George Nikolica	37 Abbingdon Drive, Hamilton 389-7859	Western Star - 18cuyd.	\$43.00	\$45.00	\$47.00
Pasinato Haulage Corp.	213 Stone Church Road West, Hamilton, 383-0141, 318-7567	20 tendered only - 16 listed all at \$43.00 for 94 to 95, some have tendered separate.			
		Boena - MAC DM 690-18cuyd.	\$43.00	\$45.00	\$47.00
		S. Jurcic - Ford 9000-18cuyd.	\$43.00	\$45.00	\$47.00
		Moins - Ford 8000-15cuyd.	\$43.00	\$45.00	\$47.00
		Percira - Int. 1900-18cuyd.	\$43.00	\$45.00	\$47.00
		Cooper - Ford L9000-18cuyd.	\$43.00	\$45.00	\$47.00
		Cooper - Ford L9000-18cuyd.	\$43.00	\$45.00	\$47.00
		F. Cameron - Ford 8000-18cuyd.	\$43.00	\$45.00	\$47.00
		P. Jovanovic-MACDM-14 1/2cuyd.	\$43.00	\$45.00	\$47.00
		Z. Kiperovic-MACDM-16cuyd.	\$43.00	\$45.00	\$47.00
		S. Singh - Weststar-18cuyd.	\$43.00	\$45.00	\$47.00
		Tojo - Ford-18cuyd.	\$43.00	\$45.00	\$47.00
		G. Cordeiro-Ford 9000-16cuyd.	\$43.00	\$45.00	\$47.00
		C. Castellano-Ford-20cuyd.	\$43.00	\$45.00	\$47.00
		Svleic-Ford 9000-18cuyd.	\$43.00	\$45.00	\$47.00
		P. Dordevic-Ford9000- 15 1/2cuyd.	\$43.00	\$45.00	\$47.00
		Milan - MAC DM - 18cuyd.	\$43.00	\$45.00	\$47.00
F. Camara	211 Mount Albion, Hamilton 573-1063	LTS 8000 - 18cuyd.	\$43.00	\$45.00	\$47.00
Keldi Enterprise	8526 Airport Road, Mount Hope 679-3186, 679-0903	12 Tandem - 18cuyd.			
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00
		Ford - 18cuyd.	\$43.00	\$45.00	\$47.00

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Name	Address	TRUCKS - TANDEM - TRIAXLE Type	Page 6	
			Rate 94-95	Rate 95-96
Keldi Enterprise cont'd..		Volvo - 18cuyd.	\$43.00	\$45.00
		MAC - 18cuyd.	\$43.00	\$45.00
		MAC - 18cuyd.	\$43.00	\$45.00
		Ford - 18cuyd.	\$43.00	\$45.00
		Ford - 18cuyd.	\$43.00	\$45.00
E. Woytkiw Haulage	2227 Rymal Road East, Stoney Creek, 575-4100, 578-9917	10 Tandems - 18 to 20cuyd.	\$43.00ea	\$45.00
		10 Triaxles - 20 to 24cuyd.	\$48.00ea	\$50.00
Leo Stramble	802 Hwy. #97, RR#3 Pushlinch 659-7830, 541-2626	Ford L9000 - 27cuyd.	\$48.00	\$50.00
		MAC - 23cuyd.	\$48.00	\$50.00
		GM - 16 1/2cuyd.	\$43.00	\$45.00
		Ford - 17 1/2cuyd.	\$43.00	\$45.00
		Kenworth - 18cuyd.	\$43.00	\$45.00
The Outdoor Works Ltd.	198 Barton Street West, Hamilton 570-0188, 527-5634	30 tendered, only 9 listed		
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		MAC - 18cuyd.	\$42.00	\$44.00
		MAC - 18cuyd.	\$42.00	\$44.00
		Western - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
		Ford - 18cuyd.	\$42.00	\$44.00
Gord Cooper Trucking	545 Barnaby, Hamilton 545-4722	Ford 8000 - 18cuyd.	\$43.00	\$45.00
		Ford 8000 - 18cuyd.	\$43.00	\$45.00
		Ford 8000 - 18cuyd.	\$43.00	\$45.00
		Ford 9000 - 18cuyd.	\$43.00	\$45.00
		Ford - 25cuyd.	\$48.00	\$50.00
Bill Spears Excavating	161 Allenby Avenue, Hamilton 575-4240	Ford 9000 - 18cuyd.	\$43.00	\$45.00
		Ford 9000 - 18cuyd.	\$43.00	\$45.00

<u>Name</u>	<u>Address</u>	<u>TRUCKS - TANDEN - TRIAXLE</u>		<u>Page 7</u>	
		<u>Type</u>	<u>Rate</u>	<u>95-96</u>	<u>96-97</u>
Frank Santinhos Haulage	158 Dundurn Street North, Hamilton, 525-6602	Ford L8000 - 15 1/2cuyd. Ford L8000 - 15 cuyd.	\$42.00 \$42.00	\$44.00 \$44.00	\$46.00 \$46.00
Jim Caucchi	38 Cherryridge Close, Hamilton 561-6119	Ford - 16cuyd.	\$43.00	\$45.00	\$47.00

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**TRUCKS - LOADERS**

<u>Name</u>	<u>Address</u>	<u>Type</u>	<u>94-95</u>	<u>Rate</u> <u>95-96</u>	<u>96-97</u>
Mountainview Excavating	908 Ridge Road East, Stoney Creek 643-3612, 643-1154	Case 580K - 1 1/2cu yd. bucket Case 580K - 1 1/2cu yd. bucket Case 580E - 1 1/2cu yd. bucket	\$55.00 \$55.00 \$55.00	\$57.00 \$57.00 \$57.00	\$59.00 \$59.00 \$59.00
P & S Excavating Ltd.	9 Tamarack Place, Stoney Creek 577-1649	JD 310 - 1 1/2cu yd. JD 410 - 1 3/4cu yd. Case 580 - 1 3/4cu yd.	\$54.95 \$54.95 \$54.95	\$56.95 \$56.95 \$56.95	\$58.95 \$58.95 \$58.95
Angel Excavating	420 Hwy. #8, Stoney Creek 664-2191	Case 580K - 1 1/4cu yd. bucket	\$55.00	\$57.00	\$59.00
Bill Wilcockson Trenching	182 East 19th Street, Hamilton 383-7372	Ford 455 - 1 1/2cu yd. Ford 555 - 1 1/2cu yd.	\$52.00 \$52.00	\$54.00 \$54.00	\$56.00 \$56.00
The Outdoor Works Ltd.	198 Barton Street West, Hamilton 570-0188, 527-5634	John Deer 410C-1 1/2cu yd. Case - 1 1/2cu yd. Case - 1 1/2cu yd.	\$52.00 \$52.00 \$52.00	\$54.00 \$54.00 \$54.00	\$56.00 \$56.00 \$56.00
Hollisan Construction	40 Hildegard Drive, Hamilton 561-0352	Ford 655 - 1 1/2cu yd.	\$55.00	\$57.00	\$59.00
Tony & Paul Concrete	6 Hewitson, Stoney Creek 643-1735	580E-1 1/2cu yd. bucket 580E-1 1/2cu yd. bucket 580E-1 1/2cu yd. bucket	\$55.00 \$55.00 \$55.00	\$57.00 \$57.00 \$57.00	\$59.00 \$59.00 \$59.00
Tri-R. Trucking	66 Canterbury, Stoney Creek 541-3980, 548-6223	Case 580-1 1/2cu yd. bucket Case 580-1 1/2cu yd. bucket	\$55.00 \$55.00	\$57.00 \$57.00	\$59.00 \$59.00
G. F. Mason Excavating Ltd.	19 Leslie Road, Stoney Creek 662-8466	Ford 555B-1 1/2cu yd. bucket	\$55.00	\$57.00	\$59.00

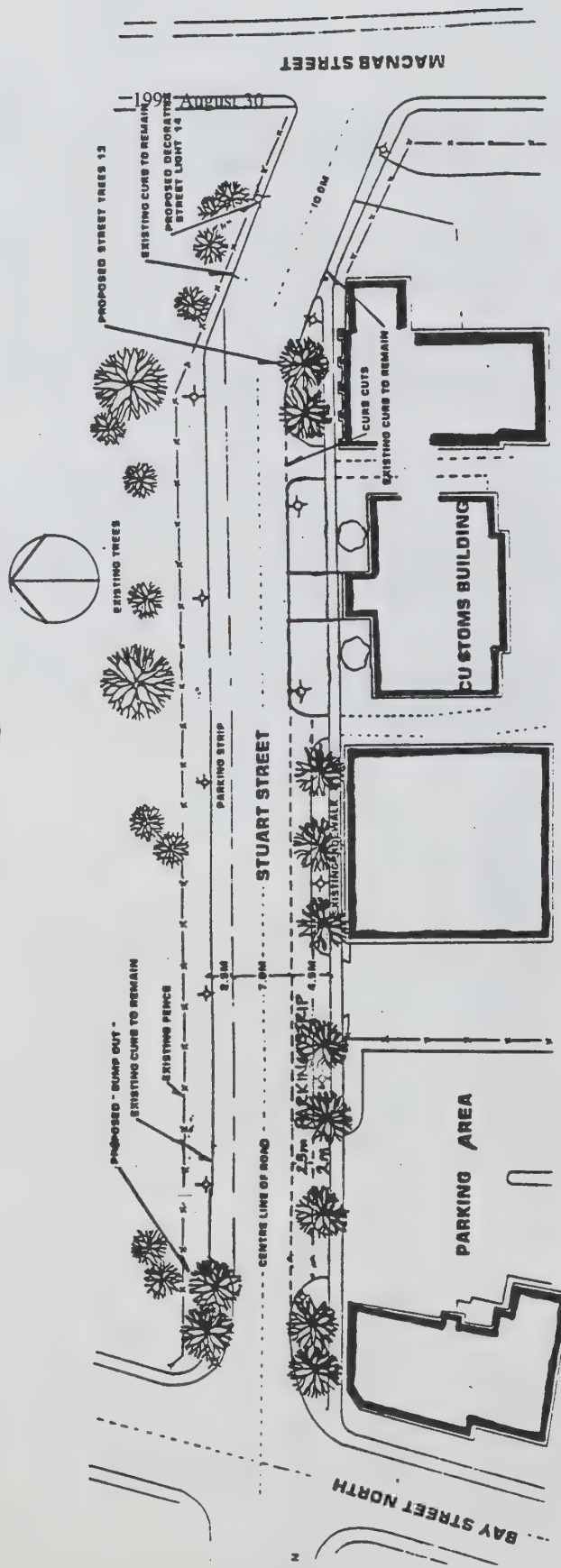
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Name	Address	TRUCKS - LOADERS		Rate	Page 2
		Type			
JDR. Tools & Equipment	495 Arvin Avenue, Stoney Creek 662-7064, 662-5366	JD 310 - 1 1/4cuyd. JD 410 - 1 1/4cuyd. JD 510 - 1 1/4cuyd.	94-98	98-96	96-97
L.M. Enterprises	27 Crooks Street, Hamilton 572-9655, 575-5259	Case 580K - 1 1/2cuyd.bucket Case 580K - 1 1/2cuyd.bucket	\$54.25 \$55.00 \$55.00	\$56.25 \$57.00 \$57.00	\$58.25 \$59.00 \$59.00
Cardi Construction Ltd.	24 Garden Avenue, Stoney Creek 560-3122, 560-5803	Cat 416 - 1 1/2cuyd. bucket Cat 416 - 1 1/2cuyd. bucket Case 580K - 1 1/2cuyd.bucket	\$55.00 \$55.00 \$55.00	\$57.00 \$57.00 \$57.00	\$59.00 \$59.00 \$59.00
Sannlo Construction	128 Deerpur Road, Stoney Creek 662-4494	JBC 1400B - 1 1/2cuyd.bucket	\$54.00	\$56.00	\$58.00
All Around Construction Ltd.	165 Sloayze Road, Hannon 692-4588, 692-9012	John Deer 510B - 1 M 3	\$55.00	\$57.00	\$59.00
J. Chaatney Leasing	71 Champlain Avenue, Hamilton 561-8240, (mobile) 317-8433	Case 580K - 1 1/2cuyd. JCB 1550 - 1 1/2cuyd.	\$55.00 \$55.00	\$57.00 \$57.00	\$59.00 \$59.00
Sunset Landscaping Construction Ltd.	457 Hwy. #8, RR#1 Dundas 648-8807, 648-5517	Case 580 - 1 1/2cuyd.bucket Case 580 - 1 1/2cuyd.bucket	\$55.00 \$55.00	\$57.00 \$57.00	\$59.00 \$59.00
RCM Contracting	54 Pleasant Avenue, Hamilton 389-6101	Ford 555 - 1 1/2cuyd.bucket Ford 455 - 1 1/2cuyd.bucket Ford 655 - 1 1/2cuyd.bucket	\$50.00 \$50.00 \$50.00	\$52.00 \$52.00 \$52.00	\$54.00 \$54.00 \$54.00
Workman Excavating	849 Butter Road West, Ancaster 648-5521, 648-2641	John Deer 510C - 1 1/2cuyd.	\$55.00	\$57.00	\$59.00
Keldi Enterprise	8526 Airport Road, Mount Hope 679-3186, 679-0903	93JD 410C - 2cuyd. Case 590 - 2cuyd. Cat 426 - 2cuyd.	\$55.00 \$55.00 \$55.00	\$57.00 \$57.00 \$57.00	\$59.00 \$59.00 \$59.00

TRUCKS - LOADERS						Page 3
Name	Address	Type	94-95	Rates 95-96	96-97	
E. Woytkiw Haulage	2227 Rymal Road East, Stoney Creek, 575-4100, 578-9917	*6 only 12 Loaders - 1 1/2cuyd. (Ford, Case, John Deer)	\$55.00ea	\$57.00	\$59.00	
Cardeen Construction	22 Garden Avenue, Stoney Creek 664-6917, 560-5803	Case 580K - 1.5cuyd. Case 580K - 1.5cuyd. Case 580K - 1.5cuyd. Case 580K - 1.5cuyd.	\$55.00 \$55.00 \$55.00 \$55.00	\$57.00 \$57.00 \$57.00 \$57.00	\$59.00 \$59.00 \$59.00 \$59.00	
CIM. Heavy Equipment Rentals	3417 Hwy. #6, Mount Hope 679-1074	Ford 555 - 1 1/2cuyd. Ford 555 - 1 1/2cuyd. Ford 555 - 1 1/2cuyd.	\$49.00 \$49.00 \$49.00	\$50.00 \$50.00 \$50.00	\$51.00 \$51.00 \$51.00	
B. Spears Excavating	161 Allenby, Hamilton 575-4240	Case 580E - 1 1/4cuyd.	\$55.00	\$57.00	\$59.00	

1994 August 30



# **SCHEDULE "C"**

as referred to in  
 Section 38 of the  
 11th Report of the  
 Transport and  
 Environment Comm.  
 for 1994. ADDED.

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **FOURTEENTH** Report for 1994 and respectfully recommends:

1. That City Council endorse the proposal from the residents in the area of the Father Sean O'Sullivan Park to formally name the Bocce Club and Bocce Association the "Fred Lombardo Bocce Association".
2.
  - (a) That the City of Hamilton's Official New Year's Celebrations be called "Hamilton First Night" starting with the New Year's Celebration 1995 - 1996 to launch Hamilton's Sesquicentennial Celebrations in 1996; and,
  - (b) That a First Night Sub-Committee be struck from the Sesquicentennial Committee to work with the Events Co-ordinator to organize the events; and,
  - (c) That a one time registration fee of \$1,200. U.S. (approximately \$1,680. Canadian) be paid to the Alliance of First Night to register the City of Hamilton for this event from the Special Events - New Year's Eve Account CH 55325-70005.
3. That approval as required by Section 24 (1) and Section 5 (b) of Parks By-law 77-221, be given to Family Services of Hamilton-Wentworth to sell food on the occasion of their Barbecue Dinner, to be held 1994 September 12, 3:00 p.m. to 9:00 p.m. at Dundurn Park Pavilion, subject to the following terms and conditions:
  - (a) That proof of \$2 million General Liability Insurance for Property Damage and Bodily Injury, naming the City as Co-insured with cross liability endorsement be provided; and,
  - (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, clean-up, etc.); and,
  - (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense; and,



(d) That the event be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.

4. That approval as required by Section 24 (1), Section 5 (b) and Section 11 (a) of the Parks By-law No. 77-221 be given to the St. Naum of Ohrid Macedonian Orthodox Church to sell alcoholic beverages, to barbecue and sell food and beverages, at Mohawk Sports Park on 1994 September 4, subject to the following terms and conditions:

(a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability Insurance be submitted in advance naming the City as Co-insured with a cross liability endorsement; and,

(b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up etc.); and,

(c) That alcoholic beverages be served in a confined area of the Park upon receipt of approval of the Liquor Licence Board of Ontario; and,

(d) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.

**AMENDED.**

**Recorded vote as amended.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1.

**CARRIED.**

5. (a) That approval be given to the action taken by the Interim Director of Culture and Recreation in approving the Hamilton Tiger Cats Football Club's request to host a Pre-Game Party Corn Roast, 1994 July 28, 4:30 p.m. to 7:00 p.m. in Brian Timmis Stadium, as required by Section 5 (b) of the Parks By-Law 77-221; and,



- (b) That approval be given to the action taken by the Interim Director of Culture and Recreation in approving the Hamilton Tiger Cats Football Club's request to sell alcoholic beverages and barbecue during the Pre Game and Post Game Party, 1994 August 5, 4:30 p.m. to 11:00 p.m. in Brian Timmis Stadium, as required by Section 24 (1) and Section 5 (b) of the Parks By-Law 77-221; and,
- (c) That approval, as required by Section 24 (1) and Section 5 (b) of the Parks By-Law 77-221, be given to the Hamilton Tiger Cat Football Club to sell alcoholic beverages and barbecue during the Pre Game and Post Game Party, in Brian Timmis Stadium on the following dates:

1994 August 27

1994 September 5, 17

1994 October 9, 16

1994 November 6

- (d) That the approvals for (a), (b) and (c) above be subject to the following terms and conditions:
  - (i) That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury and \$5 million Liquor Liability to be submitted 30 days in advance, naming the City as Co-insured with a cross liability endorsement; and,
  - (ii) That alcoholic beverages (beer only) be served in a confirmed area of the Park (beer tent) upon receipt of approval of the Liquor Licence Board; and,
  - (iii) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (iv) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (e) That the LLBO be advised that the City of Hamilton is aware of the Hamilton Tiger Cat Football Club's Pre-and Post Game Parties on the dates referred to above, and as such recognize these Football Game events to be of municipal significance, and thus have no objection to the issuance of Special Occasion permits.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson. -1.

**CARRIED.**

6. (a) That the United Way of Burlington, Hamilton-Wentworth be granted permission to host their Opening Ceremony for the Annual Campaign, 1994 September 16 10:00 a.m. - 4:00 p.m. in Harbourfront Park, subject to the following terms and conditions:
- (i) That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as Co-insured with a cross liability endorsement; and,
  - (ii) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (iii) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (b) That the event be monitored by the City's Special Events/Festival Advisory Team, with a post-event report submitted to Committee. **DELETED.**
7. (a) That approval be given to the action taken by the Interim Director of Culture and Recreation in approving Mountain Top Vicious Cycle-Mountain Bike Race at Mud Road and Mount Albion Road on 1994 August 7, subject to the following terms and conditions:
- (i) That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as Co-insured with a cross liability endorsement; and,

- (ii) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,
  - (iii) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional police be provided at the applicant's expense.
- (b) That the event will be monitored by the Special Events/Festival Advisory Team, with a post-event report back to Committee.
- 8. That approval as required by Section 5(b) and Section 11 (a) and (c) of the Parks By-law No. 77-221 be given to the Highview Baseball Council to barbecue and sell food, beverages and merchandise during the Fun Day at Highview Park on 1994 August 27, subject to the following terms and conditions:
  - (a) That proof of \$2 million Comprehensive General liability Insurance for Property Damage and Bodily Injury, naming the Corporation of the City of Hamilton as Co-insured be provided to the City of Hamilton; and,
  - (b) That the Highview Baseball Council comply with all sections of the Parks By-law No. 77-221.
- 9. That the Community Council Advisory Committee receive approval to host the 2nd Annual Community Council Advisory Committee Volunteer Awards Recognition during the 1995 January meeting of City Council.
- 10. That permission be granted to the Department of Culture and Recreation - Cultural Division to issue twenty-seven adult passes to volunteers who assisted with the 16th Birthday Party for the Hamilton Children's Museum.
- 11. That permission be granted to charge green fees on a buy two (2) get one (1) free basis for the Municipal Law Enforcement Officers' Association Golf Tournament to be held at Chedoke Golf Course on 1994 September 11.



12. That the City Treasurer be directed to close the following Capital Project Account with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed to Date	Balance Available	Source(s) of Financing
708241001	Construct Highland Gardens Fieldhouse	\$50,000. City Funds \$30,000. Community Funds	\$95.36	\$49,904.64	Capital Levy
<b>TOTAL</b>				<b>\$49,904.64</b>	

13. That the arena floor rental fee be waived for the Inch Park Minor Baseball Association Closing Day Ceremonies, subject to the following conditions:

- (a) The proof of \$2 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same submitted in advance of the event and naming the City as Co-insured with a cross liability clause; and,
- (b) The Inch Park Baseball Association assume financial responsibility for any additional costs for the event that are not included within current department budget allocations.

14. That approval, as required by Section 5 (b) of the Parks By-Law No. 77-221, be given to the Hamilton Philharmonic Orchestra to barbecue during the "Water Music" performance at Harbourfront Park, 1994 September 18 from 2:00 p.m. - 4:30 p.m., subject to the following terms and conditions:

- (a) That proof of \$2 million dollars Comprehensive General Liability Insurance for Property Damage and Bodily Injury to be submitted 30 days in advance, naming the City as Co-insured with a cross liability endorsement; and,
- (b) That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,

- (c) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- 
- 15. That the City, through the Culture and Recreation Department, apply for a Designated Property Grant under LACAC for the reconstruction of the rusticated doors on the Dovecote at Dundurn Castle.
  - 16. That the City, through the Culture and Recreation Department, apply to host a placement student from the Art Conservation Techniques Program, Sir Sanford Fleming College from 1994 September to 1995 April.
  - 17.
    - (a) That the Director of Public Works be authorized to receive proposals from qualified Golf Course Design Architects for the purpose of undertaking an Engineering/Hydraulic Study at both King's Forest and Chedoke Golf Courses to determine and recommend a strategy for minimizing dependency on the municipal water supply for irrigation and snow making (Chedoke only) purposes while recognizing the overriding importance of maintaining the integrity and playability of the existing facilities; and,
    - (b) That the Niagara Escarpment Commission be approached to ensure that any proposal to create reservoirs on the golf courses is accepted in principle prior to any expenditures being spent; and,
    - (c) That an upset limit of \$40,000. be established to undertake this project for both the King's Forest and Chedoke facilities combined, including GST; and,
    - (d) That the Finance and Administration Committee be requested to recommend the method of financing; and,
    - (e) That the Parks Division, Public Works Department, proceed with an inventory of Capital Improvements deemed necessary to allow best use of available financial and staff resources for day to day operations.
    - (f) That these Capital Budget requirements be presented during the Fall of 1994 to the Parks and Recreation Committee for consideration in the 1995 - 2004 Capital Budget.



18.
  - (a) That a geotechnical investigation on all 69 parking lots at community centres, sports complexes, parks and related facilities, as shown on the table entitled "City of Hamilton Parking Lot Locations", attached hereto as Appendix "A", be undertaken to assess the extent of deterioration and to recommend a program for the rehabilitation of parking lots; and,
  - (b) That the cost of this geotechnical investigation for up to \$30,000. be taken from the Capital Project Account for Upgrade of Maintenance Depots (1993) - Centre Number 609341014; and,
  - (c) That the rehabilitation program be considered in the 1995 - 2004 Capital Budget.
19.
  - (a) That the Public Works Department be authorized to install a 46m - 1.8m high chain link fence on Hamilton Beach extending from the rear of 1145 Beach Boulevard for 46m to the Lake Ontario Shoreline for the purposes of preventing unauthorized vehicle access. A service gate and pedestrian access will be allowed in the fence; and,
  - (b) That the City of Hamilton enter into an agreement with Trans Northern Pipeline to erect the aforementioned fence across the 3.0m easement on Hamilton Beach.
20.
  - (a) That a Purchase Order be issued to Burlington Paving Company Ltd., Burlington, Ontario, in the amount of \$60,643.32, including all taxes and a contingency of \$7,000., for the rehabilitation of the tennis courts at King's Forest Park, being the lowest of three acceptable tenders received in accordance with specifications issued by the Purchasing Division and Vendor's Tender, and be financed through the account for King's Forest Courts Rehabilitation, Account No. CF5200 709441036; and,
  - (b) That approval be given to the actions taken by the Chief Administrative Officer in authorizing the initiation of the rehabilitation work recognizing that this work was to be completed as soon as possible, and therefore the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

21. (a) That an Option to Purchase, duly executed by Margaret Hutchinson on 1994 July 13, and scheduled to close on or before 1994 October 31, for the property known as Lot 215, Plan 505 in the geographic Township of Barton, now in the City of Hamilton, having a frontage of 7.62 metres (25 feet) more or less, along the easterly limit of Holly Avenue and a depth of 30.48 metres (100 feet) more or less, containing an area of 232.25 square metres (2,500 square feet) more or less, including all structures and municipally known as 52 Holly Avenue, Hamilton, be approved and completed and the purchase price of \$77,000. be charged to Account No. CF 5590 628650002 (McAnulty Neighbourhood Park); and,
- (b) That as consideration in the amount of \$2. has been paid to the owner pursuant to the agreement, this amount be deducted from the purchase price; and,
- (c) That upon receiving vacant possession of this property, the Property Department be authorized to proceed immediately to demolish the structures and the costs be charged to Account Centre No. CF 628650002 (McAnulty Neighbourhood Park); and,
- (d) That the authorized cost of the McAnulty Neighbourhood Park, Account Centre No. CF 628650002 be revised from \$90,000. to \$150,000. to cover acquisition and demolition costs for 52 Holly Avenue required for the McAnulty Neighbourhood Park; and,
- (e) That the Finance and Administration Committee be requested to recommend the method of financing; and,
- (f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
22. (a) That an Option to Purchase, executed by The Synod of the Diocese of Niagara (Peter Moore, Executive Officer), on 1994 July 28, and scheduled to close on or before 1994 September 30, for the purchase of all of Lot 1 and part of Lots 2 and 3, Registered Plan No. 66, having a frontage along the west side of Bay Street South of 38.710 metres (127.00 feet) more or less, and a flankage along the south side of Hunter Street West of 31.394 metres (102.896 feet) more or less, together with buildings erected thereon bearing municipal number 120(130) Bay Street South, be approved and completed at the purchase price of \$425,000.; and,

- (b) That as consideration in the amount of \$2. has been paid to the owner pursuant to the Agreement, this amount be deducted from the purchase price; and,
  - (c) That the Finance and Administration Committee be requested to determine the method of financing; and,
  - (d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
23. (a) That an amount of \$4,500. be provided to assist in defraying overall costs associated with the hosting of the 1994 Ontario Museum Association Annual Conference being held in the City of Hamilton, 1994 October 20-23; and,
- (b) That Finance and Administration Committee recommend the method of financing.
24. (a) That the current members' term of the Hamilton Citizens Bikeways Committee be completed by 1994 September 31; and,
- (b) That interested citizens be encourage to apply for a position on the committee by public advertisement; and,
- (c) That the Hamilton Citizens Bikeways Committee Draft Constitution be approved and constitute the terms of reference for the committee to follow.
- Note: A copy of the Draft Constitution is available in the Office of the Committee Secretary.
25. That the Policy for the Equipment Loan Program for Community Groups, attached hereto as Appendix "B", be approved.
26. (a) That the reduced rental rate of \$60. per hour for the combined use of the community room and ice/floor surface at the Mountain Arena, be charged for the weekend of 1994 September 1-5 for the Canadian Lacrosse Championships; and,

1994 August 30

- (b) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury and proof of \$5 million Liquor Licence Liability to be submitted in advance naming the City as Co-insured with a cross liability endorsement.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1994 August 23**



City Of Hamilton Parking Lot Locations				
Parking Lot	Cap Location (Pav.)	Surface Type	Condition	Drainage
Barton Community Centre	85 Upper James Street (#1389)	U	U	3 catch basins
Bennetto	8 Hughson Street North	U	U	U
Bernie Arbor	135 Lot is south of stadium	Interlocking B	Good	Good
Bernie Arbor	500 East of stadium - enter off Mohawk Rd.	Gravel	Good	Good
Bill Foley Parkette	8 Mountain Brow - west of Kennilworth Access	Asphalt	Good surface	1 catch basin - middle of lot
Brian Timmis	48 Balsam & Cannon	Asphalt	Good shape	Two catch basins in centre of lot
Central Memorial	85 West Avenue (#95)	U	U	3 catch basins
Chedoke Twin Pad	U Chedoke Drive (#91)			
Churchill Recreation Centre	U Main Street East (#1715)			
Cliffview Park	24 Upper Parade and Scenic	Asphalt	Good	Two 24
Coronation	35 Macklin Ave (#91)	Asphalt	Poor (requires repair)	1 catch basin (in centre) (needs more spaces in lot)
Dr. William Bethune Park	20 Upper James (#1389)	Stone	Good	No drainage
Dundas Pavilion	27 York Boulevard - just east of Dundas Street	Asphalt	fair to good	Water goes from parking lot to two catch basins on the road into the parking lot
Eastmont Park	12 East 20th - north of Queensdale	Asphalt	Good	1 catch basin in middle of lot; 1 in middle of driveway
Eastwood	45 Burlington East (#111)	Asphalt	Good	2 catch basins
Eastwood Park	80 Ferguson Avenue - north of Burlington Street	Stone	Needs to be graded once per year	one 24
Gage Park	152 Lawrence Road	Asphalt	Good (#729/91)	No catch basins
Gage Park Children's Mus	27 Main Street - east of Gage Ave.	Asphalt	Good	No catch basins
Globe Park	180 Brampton Street - East of Woodward	Gravel	Fair	Good
Hill Park	28 East 10th Street (#485)	U	U	1 catch basin
Hillcrest Park	17 Heath Street & Eastwood Street	Screening	Levelled when needed	no catch basins
Huntington	77 Brentwood Drive (#87)	U	U	3 catch basins
Inch Park	77 East 18th on Queensdale	Asphalt	Fair to good	3 catch basins down the middle of the big lot; 1 catch basin in the middle of the smaller lot
Kay Drape Park	20 Macklin Avenue (bottom of)	Stone	Grade once per year	Water flows to culvert
Lung Park	8 Scenic Drive - just west of Chedoke Cr	Asphalt	Very good	Water runs into catch basins on Scenic Drive
Laurier Recreation Centre	U Albright Avenue (#90)			
Lawnfield	82 Falkstone Ave (#180)	Asphalt	Good to Fair (some repair required)	6 catch basins
Mahoney Park	20 Barton Street & Adeline Ave.	Asphalt	Good shape	2 catch basins - 1 in middle of parking lot; 1 south side of parking lot.
Milstone	88 Mountain Brow Boulevard	Gravel	Needs to be levelled	No catch basins
Mohawk Sports Complex	80 Between Fields #1 & #4 - off Upper Kennilworth	Gravel	Fair	Good
Mohawk Sports Complex	85 Upper Kennilworth - Ball Diamond #1	Interlocking B	Good	Good
Mohawk Sports Complex	100 Upper Kennilworth - between Field #1 & #2	Interlocking B	Good	Good
Mohawk Sports Complex	180 Upper Kennilworth - Beside Field #3	Gravel	Good	Good
Mohawk Sports Complex	1000 Top of old hill - east side of complex	Gravel & Gravel	Poor - capacity from 800 to 1000	Varied - Good to poor
Montgomery	38 Main Street & Barry Avenue	Asphalt	Needs to be resurfaced	1 catch basin - north-west side of parking lot

Appendix "A" referred  
to in Section 18 of the  
FOURTEENTH Report of the  
Parks and Recreation  
Committee for 1994.



City Of Hamilton Parking Lot Locations				
Parking Lot	Cap Location (#veh.)	Surface Type	Condition	Drainage
Mountain Arena	357 Hester Street (#25)	Asphalt	Good to fair (some areas new)	Good - 11 catch basins
Mountain Drive Park	2 Mountain Park Avenue (Lot # 8)	Asphalt	Needs resurfacing	No catch basins
Mountain Drive Park	2 Mountain Park Ave. (Lot #7)	Asphalt	Needs to be resurfaced	No catch basin
Mountain Drive Park	3 Mountain Park Ave. (Lot #6)	Asphalt	Needs to be resurfaced	1 catch basin - east side of lot
Mountain Drive Park	6 Mountain Park Ave. (Lot # 9)	Asphalt	Good	No catch basins
Mountain Drive Park	6 Mountain Park Ave. (Lot #3)	Asphalt	Needs to be resurfaced	No catch basins
Mountain Drive Park	10 Mountain Park Ave. (Lot #4)	Asphalt	Needs to be resurfaced	No catch basins
Mountain Drive Park	25 Mountain Park Avenue (Lot #4)	Asphalt	Needs to be resurfaced	No catch basins
Mountain Drive Park	28 Mountain Park Ave (Lot # 2)	Asphalt	Needs to be resurfaced	1 catch basin in the middle, south side of lot
Mountain Drive Park	32 Mountain Park Ave. (Lot # 1)	Asphalt	Needs to be resurfaced	1 catch basin in the middle, south side of lot
Mountain Drive Park	32 Concession Street on Mountain Park Ave.	Gravel	Needs to be resurfaced	1 catch basin south-east of lot
Norman Pinky Lewis	42 Wentworth Avenue North (#182)	U	U	3 catch basins
Oak Knoll Park	25 Mountain Brow Boulevard - east side - south	Gravel	Needs to be levelled	No catch basins
Olympic Park	15 Mohawk Road (north side - 600' east of Scot	Stone	Grade once per year	Drains out to Mohawk Road
Olympic Park	150 Scenic Drive, just north of Mohawk	Stone	Grade once per year	Elevated parking lot drains into park.
Parkdale	65 Main Street East (#1770)	Asphalt	Asphalt good; many broken bumper bloc	1 catch basin
Rosedale	120 Greenhill (#100)	Asphalt	Good (1 large pothole, low area in north	3 catch basins
Rosedale Arena	62 Greenhill - below Rosedale Arena	Stone	Parking lot and access levelled 3 to 4 in	no catch basins
Rosedale Arena (next to re	39 Greenhill - down behind Rosedale Arena near	Asphalt	Good	1 catch basin draining to the east end of parking lot
Ryerson	28 Duke Street (#251)	U	U	1 catch basin
Sackville Hill Park	84 Upper Wentworth - north of Mohawk Road	Asphalt	Good shape	No catch basins
Sam Lawrence Park (East)	35 Concession Street (north side at East 13th)	Asphalt	Fair to good	One 24
Sam Lawrence Park (West)	25 Concession Street (North side at Highcliffe)	Asphalt	Good	One 24
Sam Manson Park	34 Kerrily Drive - East of Nash Rd.	Asphalt	Good	1 catch basin - east end middle; 1 catch basin west end middle.
Scott Park	100 Balsam & Cannon	Asphalt	Needs to be resurfaced	2 - 24
St. Winston Churchill	25 Main Street East (#1715)	U	U	1 catch basin
Sister of St. Joseph's Park	36 East side of Nash Rd, North of King	Gravel	Good	No catch basin
Std Hill	64 Mountain Brow Blvd, south of Mohawk	Gravel	Good	No catch basins
Turner Park	16 308 Rymal Road East	Asphalt	Good shape - resurface in summer of '9	No catch basins
Victoria Park	68 Strathcona Street - just north of King Street	Asphalt	Good shape	Water runs onto Strathcona Street (Note: there is another lot by the swimming pool but no parking signs in
Walker Outdoor Pool	U Upper James Street (#1389)	Gravel		
Warburton Park	5 Cope Street & Harmony Ave.	Asphalt	Good shape	1 Catch basin - middle of lot
Westmount	28 Montclair Drive (#39)	U	U	1 catch basin
Woodlands Park	17 Wentworth Street, north of Barton Street	Asphalt	Good shape	Drains out from the north end of the parking lot onto Wentworth Street

Appendix "B", as amended,  
referred to in Section 25  
of the **FOURTEENTH** Report  
of the Parks and Recreation  
Committee for 1994.

### EQUIPMENT LOAN PROGRAM POLICY

- A) That, as of 1995, January 1 all equipment requested under the Equipment Loan Program be required to be submitted in writing at least 30 days prior to any event to the Technical Services Division of the Culture and Recreation Department, thereby facilitating staff and equipment scheduling and providing a written record for the settlement of conflicts due to omissions or communication error, and
- B) That, as equipment is limited, all requests be granted upon a first come, first serve basis provided that there is no conflict with internal department programming; and each Community Council/Committee/Association be limited to two (2) requests per year in order that we may serve the broadest base of subscribers, ensure less organized groups have equal access and allow additional startup groups the opportunity to utilize this service, and
- C) That the Winterfest/Community Council Event requests be required to be submitted no later than January 10th, and the National Night Out/Community Council Program requests be required to be submitted no later than June 10th, to allow for staff and equipment scheduling and provide adequate time to inform potential user groups of conflicts requiring such groups to seek alternative means of acquiring equipment, and
- D) That, no more than two (2) neighbourhood groups be serviced on any given night to accommodate the available equipment consisting of two tents, two commercial barbecues and current staff allocation, and exceptions be made with approval of Parks and Recreation Committee and City Council, and
- E) That, the following fees and refundable security deposit in the amounts of \$9.99 (propane), \$50.00 (Helium), and \$100.00 (Deposit) respectively be charged to the applicant for the supply of equipment, and said security deposit in the case of loss or damage may be withheld in whole or in part at the discretion of the Director of Culture and Recreation, said funds be deposited to Account No. CH56103 70020, (Operating Supplies), and,
- F) That, at the discretion of the Co-ordinator of Technical Services, exceptions to this Policy be accommodated where no other prior commitments are scheduled, the equipment is available, and,
- G) That, the itemized list of equipment attached to this Policy be accepted as the equipment available to be supplied to the applicant groups.

## INVENTORY OF EQUIPMENT

### FOR COMMUNITY USE

1 - 20 X 20 Frame Tent

1 - 20 x 20 Pole Tent

#### Barbecues

- 2 commercial

- 2 home/residential

#### Propane

- 5 propane tanks

#### Tables

- 40 craft tables (8') (provision for 10 more) for use outdoors

- 34 banquet tables (6') for use indoors

#### Chairs

- 160

#### Sound Systems

- 1 at Main/Hess Seniors Centre

- 2 in shop

#### Staging

- 18 risers (4' x 8')

#### Helium Tanks

- order what is required

- 4 nozzles

#### Podiums

- 2

#### Coffee Urns

- 4

Inventory of Equipment (cont'd)

Benches

- 28

Water Coolers (Jugs)

- 5

Pop Coolers

- 4

Cash Boxes

- 3

Extension Cords

Garbage Cans

- 6

Megaphones

- 2

Ghetto Blaster

- 1



## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWELFTH** Report for 1994 and respectfully recommends:

1. That approval be given to amended Zoning Application 94-10, John Lecluse in trust, prospective owner, requesting a change in zoning from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District modified, to permit the existing parking area to be used in conjunction with the existing automobile dealership (Sterling Honda), for property located at the rear of 925 Main Street West, shown on the attached map marked as APPENDIX "A", on the following basis:
  - (a) That the subject lands be rezoned from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "H" (Community Shopping and Commercial, etc.) District; and,
  - (b) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14. of Zoning By-law No. 6593, applicable to the subject lands be modified to include the following variance as a special requirement:
    - (i) Notwithstanding Section 14 (1) of By-law No. 6593, only the existing parking area shall be permitted on the subject lands at the date of the passing of the by-law; and,
  - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1331, and that the subject lands on Zoning District Map W-33 be notated S-1331; and,
  - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-33 for presentation to City Council; and,



- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- 2.
- (a) That approval be given to Zoning Application 94-16, Constantine, Anna, Mark and Victoria Skypas, Andrew and Irene Dabrowski, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to permit the development of single-family detached dwellings, on lands located at the rear of 144 Limeridge Road East, as shown on the attached map marked as APPENDIX "B", on the following basis:
    - (i) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,
    - (ii) That the Director of Local Planning be directed to prepare a By-law to amend Zoning By-law No. 6593 in a form satisfactory to the City Solicitor, and Zoning District Map E-9B for presentation to City Council; and,
    - (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (b) That the amending by-law not be forwarded for passage by City Council until such time as the applicant conveys a 15.0 m wide berm easement in favour of the Region along the northern limit of the subject lands adjacent to the Freeway lands to the satisfaction of the Roads Department.
- 3.
- (a) That approval be given to amended Zoning Application 94-08, Canadian National Railway Company, c/o CN Real Estate, owner, requesting changes in zoning from "JJ" (Restricted Light Industrial) District to "CR-2" (Commercial-Residential) District, modified for Block "1", and to "DE-2" (Multiple Dwellings) District, modified for Block "2", for lands located at No. 153 Cathcart Street, No. 194 Barton Street East and Nos. 174, 180 and 186 Ferguson Avenue North, shown as Blocks "1" and "2", on the attached map marked as APPENDIX "C", on the following basis:
    - (i) That Block "1" be rezoned from "JJ" (Restricted Light Industrial) District to "CR-2" (Commercial-Residential) District; and,

- (ii) That Block "2" be rezoned from "JJ" (Restricted Light Industrial) District to "DE-2" (Multiple Dwellings) District; and,
- (iii) That the "CR-2" (Commercial-Residential) District regulations as contained in Section 15B of Zoning By-law No. 6593, applicable to Block "1" of the subject property be modified to include the following variances as special requirements:
  - (1) Notwithstanding Section 15B.(8)(b) of Zoning By-law No. 6593, no building or structure shall exceed eight (8) storeys or 26.0 metres (85.30 feet) in height; and,
  - (2) Notwithstanding Section 15B.(9) and (11) of Zoning By-law No. 6593, a minimum westerly side yard depth of 3.0 m shall be provided and maintained on the subject lands; and,
  - (3) Notwithstanding Section 15B.(9)(a) and 11(a) of Zoning By-law No. 6593, a front yard not less than 5.0 m in depth shall be provided and maintained from the widened limits of Barton Street East for any portion of the building above two (2) storeys in height; and,
  - (4) Notwithstanding Section 15B.(16)(a) of Zoning By-law No. 6593, a building or structure comprised of a joint residential use and commercial use, shall have a gross floor area of not more than the product of area of the lot in the district in which it is situated multiplied by a floor area ratio factor of 2.25; and,
  - (5) Notwithstanding Section 15B.(16)(b) of Zoning By-law No. 6593, the residential portion of a joint residential use and commercial use, shall have a gross floor area of not more than the product of the area of the lot in the district in which it is situated multiplied by the floor area ratio factor of 1.7; and,
- (iv) That the "DE-2" (Multiple Dwellings) District regulations as contained in Section 10B of Zoning By-law No. 6593, applicable to Block "2" of the subject property be modified to include the following variances as special requirements:

- (1) Notwithstanding Section 10B(1) of By-law No. 6593, townhouse units subject to the "RT-20" District provisions of Section 10E shall be permitted on the subject lands; and,
  - (2) Notwithstanding Section 10B.(2) of Zoning By-law No. 6593, no building or structure shall exceed four (4) storeys or 17.0 metres (55.77 feet) in height; and,
  - (3) Notwithstanding Section 10B.(3)(i)(b) of Zoning By-law No. 6593, a minimum front yard depth of 3.0 m shall be provided and maintained on the subject lands; and,
  - (4) No individual access driveways for townhouses shall be permitted from Ferguson Avenue North; and,
  - (v) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1330, and that the subject lands on Zoning District Map E-3 be notated S-1330; and,
  - (vi) That the City Solicitor be directed to prepare a By-law to amend By-law No. 6593 and Zoning District Map E-3 for presentation to City Council; and; and,
  - (vii) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,
  - (b) That final Site Plan Approval be withheld until the municipality is notified by the Ministry of Environment that the decommissioning process has been satisfactorily completed.
- 4.
- (a) That the existing walkway located between 300 and 304 St. Andrews Drive in the Vincent Neighbourhood, as shown on the attached Appendix "D", be deleted from the approved Vincent Neighbourhood Plan; and,
  - (b) That the closure be referred to the Transport and Environment Committee for implementation.

5. (a) That approval be given to the Official Plan Amendment No. 128, attached as APPENDIX "E" (distributed to the Members of City Council under separate cover), as follows:
  - (i) to introduce a new Subsection C.9 titled "Safety, Noise and Vibration"; and,
  - (ii) to incorporate minor wording changes to the text of the Official Plan; and,
  - (iii) to incorporate changes to Schedule "A"- Land Use Concept, Schedule "B"- Special Policy Areas, Schedule "C" - Hazard Lands, and, Schedule "D" - Environmentally Sensitive Areas; and,
  - (iv) to delete the existing Schedule "B-3" - Other Special Policy Areas and replace it with a new Schedule "B-3"; and,
- (b) That the Planning and Development Department be directed to prepare a by-law of Adoption for submission to City Council.
6. That the Building Commissioner be authorized to issue a demolition permit for 131 Forest Avenue upon the issuance of a building permit.
7. That the Building Commissioner be authorized to issue a demolition permit for 137 Forest Avenue upon the issuance of a building permit.
8. That the Hamilton Firefighters Drum Corps Inc. be exempt from the City policy of having to provide a security deposit for site development in connection with Site Plan Control application DA-94-08, the development of a practice facility on City land leased to the Corps at 175 Dartnall Road, Hamilton.
9. That the City of Hamilton accept the sum of \$8,050. as a cash payment in lieu of the 5% land dedication in connection with Wisemount Estates - Phase 6, Hamilton, being the cash payment required under Section 51 of the Planning Act.

The lands of Wisemount Estates - Phase 6 are located south of Mohawk Road and west of Upper Kenilworth Avenue in the Lisgar Neighbourhood.

10. That the City of Hamilton accept the lot grading of Lot 8, Greenhill Gardens - Phase 2, Plan No. 62M-494 and that the subdivider, Cochren Construction Ltd., be relieved of any further obligations under Section VIII of the City Subdivision Agreement for Greenhill Gardens - Phase 2, with respect to the lot grading of Lot 8.



11. (a) That, the following prizes be awarded to the Mohawk College broadcasting students for their submissions in the Phase IV, Downtown Action Plan, Public Service Announcement (P.S.A.) competition. All of the P.S.A.'s contain messages about keeping Hamilton Clean.

First Prize: Dean Bradley, production of "Littering"

Second Prize: Michelle Cottrell, production of "Think"

Third Prize: Irving Chan, production of "Affair"; and,

- (b) That, funds be provided from Phase IV of the Downtown Hamilton Action Plan for the first prize at \$700., second prize at \$500., and third prize at \$300., and a donation to Mohawk College Media Studies Department of \$1,500. for development of the videos and use of equipment.

12. (a) That, Schedule "A" and Schedule "B" of By-law No. 88-11, designating the Barton General Community Improvement Project Area, be amended to reflect the expanded area as shown on Appendix "F" attached, in accordance with The Planning Act, Section 28; and,

- (b) That, the City Solicitor be authorized to prepare the necessary amendments for (a) above; and,

- (c) That, the Public Works Department be authorized to prepare the requisite amendment to the Community Improvement Plan in accordance with The Planning Act, Section 28; and,

- (d) That, the Public Works Department hold a public meeting to receive citizen input on the amended Barton Street Community Improvement Plan as required under The Planning Act, Section 28.

13. (a) That, a Community Improvement Project Area be designated as per the attached Appendix "G", for the Crown Point East/McAnulty neighbourhoods, in conformity with The Planning Act, Section 28; and,

- (b) That, the City Solicitor be authorized to prepare the necessary By-law for (a) above; and,

- (c) That, the Public Works Department be authorized to hold a public meeting to announce the Municipal allocation of \$400,000. for improvements to the Crown Point East/McAnulty neighbourhoods priority-one-parks and, to establish a citizens' group to represent the neighbourhoods.



14. That the attached Appendix "H" outlining B.I.A. projects for implementation under the 1994 Commercial Improvement Programme be approved at an estimated cost of \$54,350.
15. That the Building Commissioner be authorized to issue a demolition permit for:
  - (a) 313 Queenston Road
  - (b) 88 Inchbury Street
  - (c) 100 Dartnall Road
  - (d) 110 Dartnall Road
  - (e) 1126 Garth Street
  - (f) 771 West 5th Street
  - (g) 789 West 5th Street
  - (h) 802 West 5th Street
  - (i) 458 Burlington Street East
16. That the Building Department, Loans Division be directed to process a loan under the Community Heritage Trust Fund Loan to Wentworth Condominium Corporation #84, 316 James Street South, in the amount of ten thousand, nine hundred and fifty dollars (\$10,950.) at 3 5/8 percent interest amortized over a ten year period.
17. (a) That approval be given to the request by Mr. Adi Irani, of A. J. Clarke and Associates Limited on behalf of Mr. and Mrs. V. Sgro, owners, to revise the draft plan approval for "Sgro Gardens" subdivision under Regional File 25T-89026 to realign the lots to front onto Eleanor Avenue and Mentino Crescent, subject to the following additional conditions:
  - (i) That this approval apply to the plan, prepared by A. J. Clarke, O.L.S., revised on June 21, 1994, to show 13 lots for single detached residential purposes and three 3 blocks (Blocks 15, 16 and 17) for future development, and further red-lined revised to incorporate Parts 2, 3, and 4 of Plan 62R-11697 (Lot 14), into the draft approval as a building lot; and,
  - (ii) That the owner satisfy all engineering and financial requirements of the City of Hamilton and the Region; and,
  - (iii) That Lots 1 to 5 and Block 17 not be developed until municipal storm and sanitary sewers are available on the abutting portion of Eleanor Avenue; and,

- (iv) That the future street, Mentino Crescent align properly with the existing road allowance to the south, Presidio Drive. The centreline radius shall be established at a minimum of 320 metres; and,
  - (v) That Blocks 15, 16, and 17 be developed only in conjunction with the abutting lands to the north of the revised draft plan; and,
  - (vi) That the dead ends and open sides of the road allowances be terminated in 0.3 metre reserves; and,
- (b) That the Regional Commissioner of Planning and Development be advised of Council's decision.
18. That the Proposed General Text Amendment to Zoning By-law No. 6593 - Front Yard Parking for Single, Two, Three-Family and Converted Dwellings be further modified as follows:
- (a) That Items 3(d)(x), 3(h)(x), and 3(l)(x) be amended by deleting the words "street line" and replacing them with the words "front lot line"; and,
  - (b) That Item 3(f)(ii), 3(j)(ii), and 3(n)(ii) be amended by deleting the words "street line" and replacing them with the words "front lot line"; and,
  - (c) That Items 3(e)(xii), 3(i)(xii) and 3(m)(xii) of the Eleventh Report of the Planning and Development Committee be amended by deleting the subclause in its entirety and replacing it with the following:

"a walkway located in the side yard between the area extending from the front yard to the rear yard of the principle dwelling with a maximum width of 0.6 m."; and,
  - (d) That a new subclause (14g) be added to Section 18A of Zoning By-law No. 6593 as follows:

"Notwithstanding (14a) and (14b), no part of a required parking area in a residential district shall be located in a front yard."; and,
  - (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,
  - (f) That the proposed general text amendment is in conformity with the Official Plan for the Hamilton Planning Area.

19. That City Council refer the heritage designation of St. George's Church, 10 Tom Street, Hamilton, to the Conservation Review Board.
20. (a) That the Director of Local Planning be directed to file an appeal respecting the Committee of Adjustment's decision to approve Application No. A-94:141, to permit the second floor of the building to be used for general offices, the main floor for a fitness club (commercial school) and the ground floor for a wholesale produce distribution business, for property located at No. 231 Bay Street North, as shown on the attached map marked as APPENDIX "I"; and,  
  
(b) That appropriate staff (i.e. Legal, Planning) be directed to represent the City at the Ontario Municipal Board respecting Committee of Adjustment Application No. A-94:141. **LOST.**
21. (a) That a Community Improvement Project Area be designated as per the attached Appendix "J" for the Downtown Hamilton B.I.A. in conformity with The Planning Act, Section 28; and,  
  
(b) That the City Solicitor be authorized to prepare the necessary By-law for (a) above; and,  
  
(c) That the Public Works Department be authorized to prepare the requisite Community Improvement Plan in accordance with The Planning Act, Section 28; and,  
  
(d) That the Public Works Department hold a public meeting to receive citizen input on The Downtown Hamilton B.I.A. Community Improvement Plan as required under The Planning Act, Section 28.
22. (a) That a Community Improvement Project Area be designated as per the attached Appendix "K" for the International Village B.I.A. in conformity with The Planning Act, Section 28; and,  
  
(b) That the City Solicitor be authorized to prepare the necessary By-law for (a) above; and,  
  
(c) That the Public Works Department be authorized to prepare the requisite Community Improvement Plan in accordance with The Planning Act, Section 28; and,  
  
(d) That the Public Works Department hold a public meeting to receive citizen input on The International Village B.I.A. Community Improvement Plan as required under The Planning Act, Section 28.

23. That leave be granted to introduce the following Bills:

- (a) C-43                    A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 89-313 respecting land located at Municipal No. 1430 Upper Wellington Street
- (b) C-44                    A By-law to Amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 261 and 263 Wellington Street North
- (c) C-45                    A By-law to Amend Zoning By-law No. 6593 as amended by By-law No. 92-281 and By-law No. 93-063 respecting Front Yard Parking for Single, Two, Three Family and Converted Dwellings in Residential Districts
- (d) C-46                    A By-law to Adopt Official Plan Amendment No. 128 respecting Housekeeping Amendment

**Respectfully Submitted,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

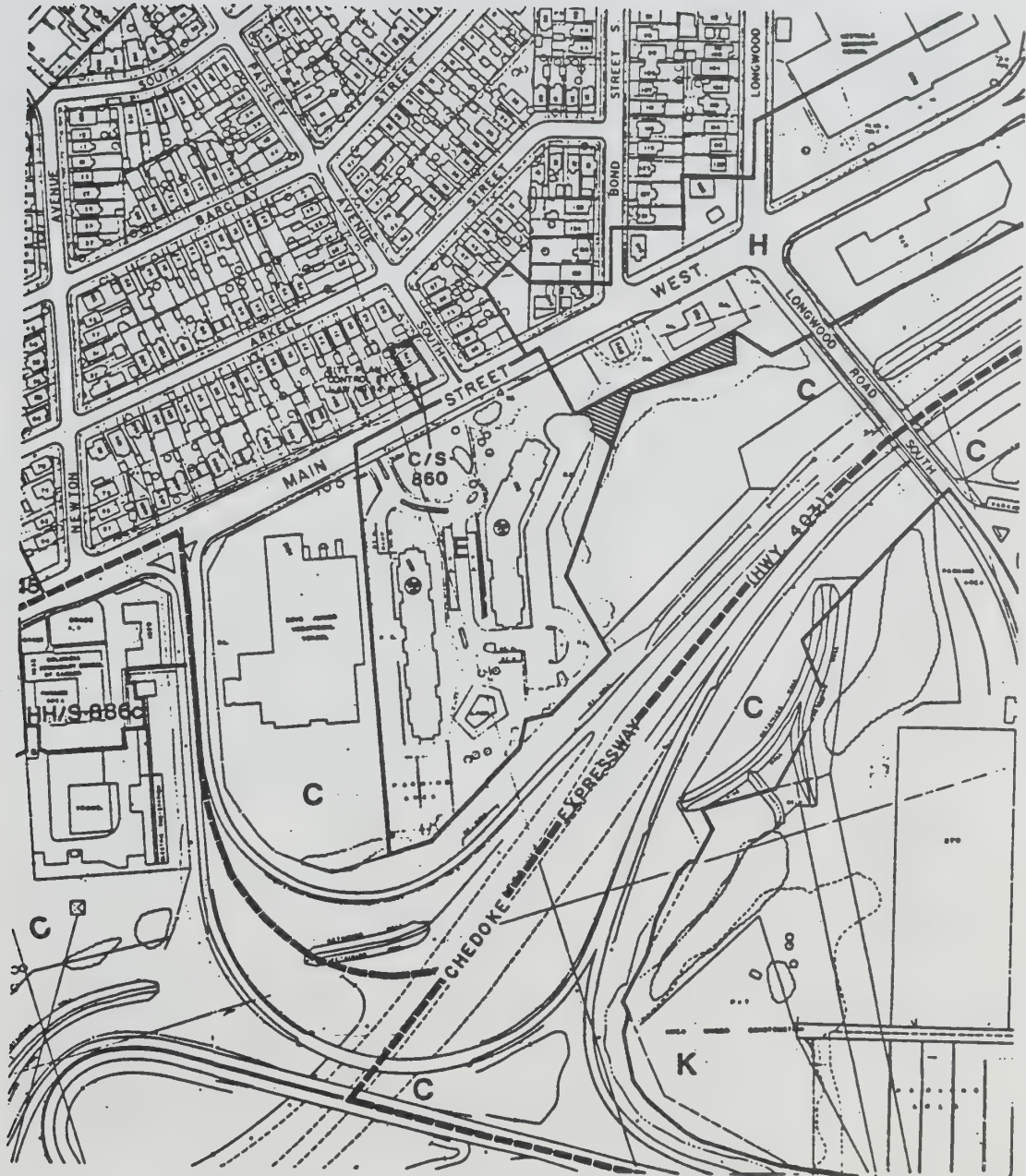
**Tina Agnello  
Secretary**

**1994 August 24**



1994 August 30

Appendix "A" as referred to  
in Section 1 of the  
TWELFTH Report of the  
Planning and Development  
Committee for 1994



**Legend**



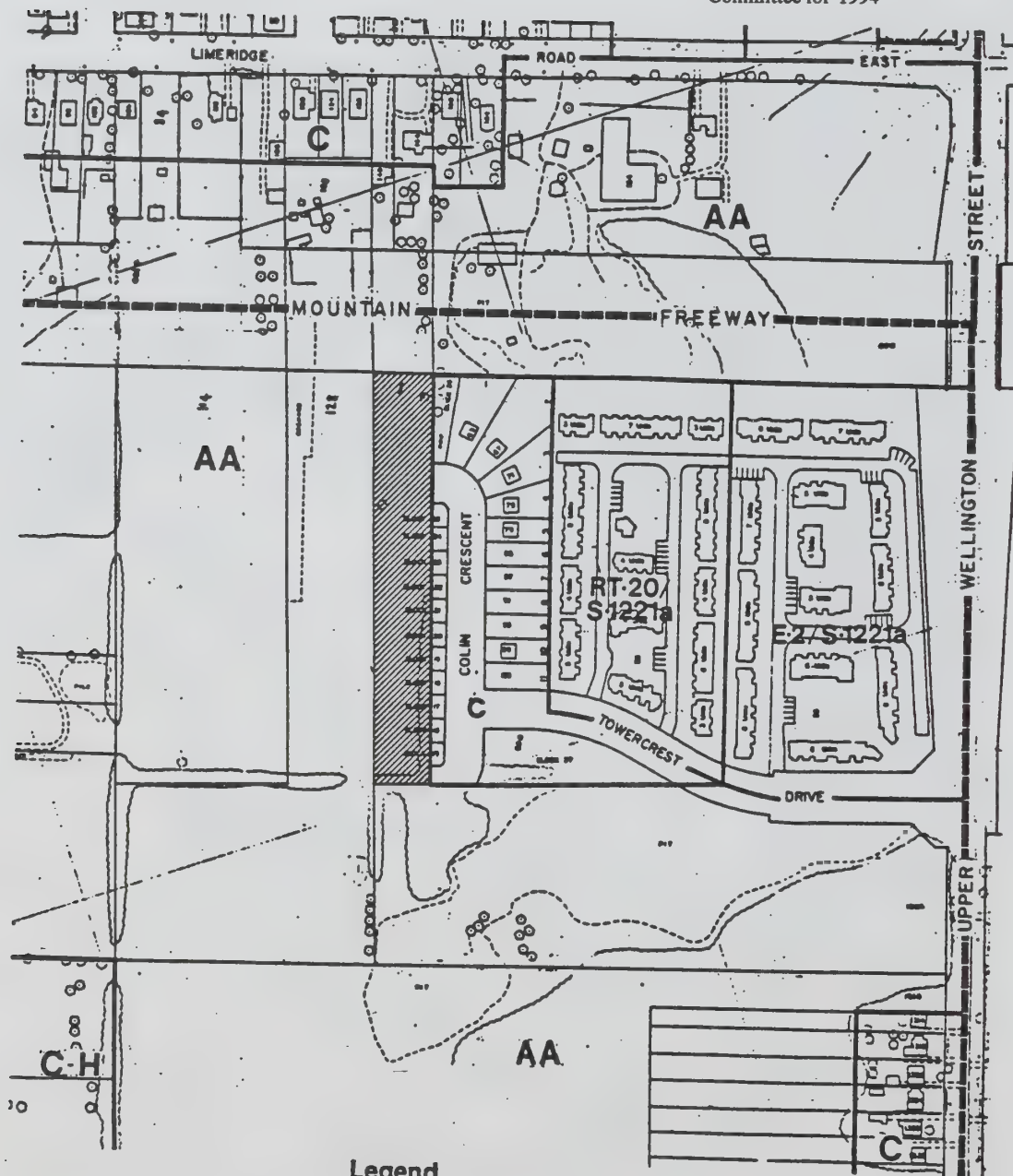
Site of the Application





1994 August 30

Appendix "B" as referred to  
in Section 2 of the  
TWELFTH Report of the  
Planning and Development  
Committee for 1994



Legend



Site of the Application

ZAC-94-16

Appendix "C" as referred to in Section 3 of the TWELFTH Report of the Planning and Development Committee for 1994



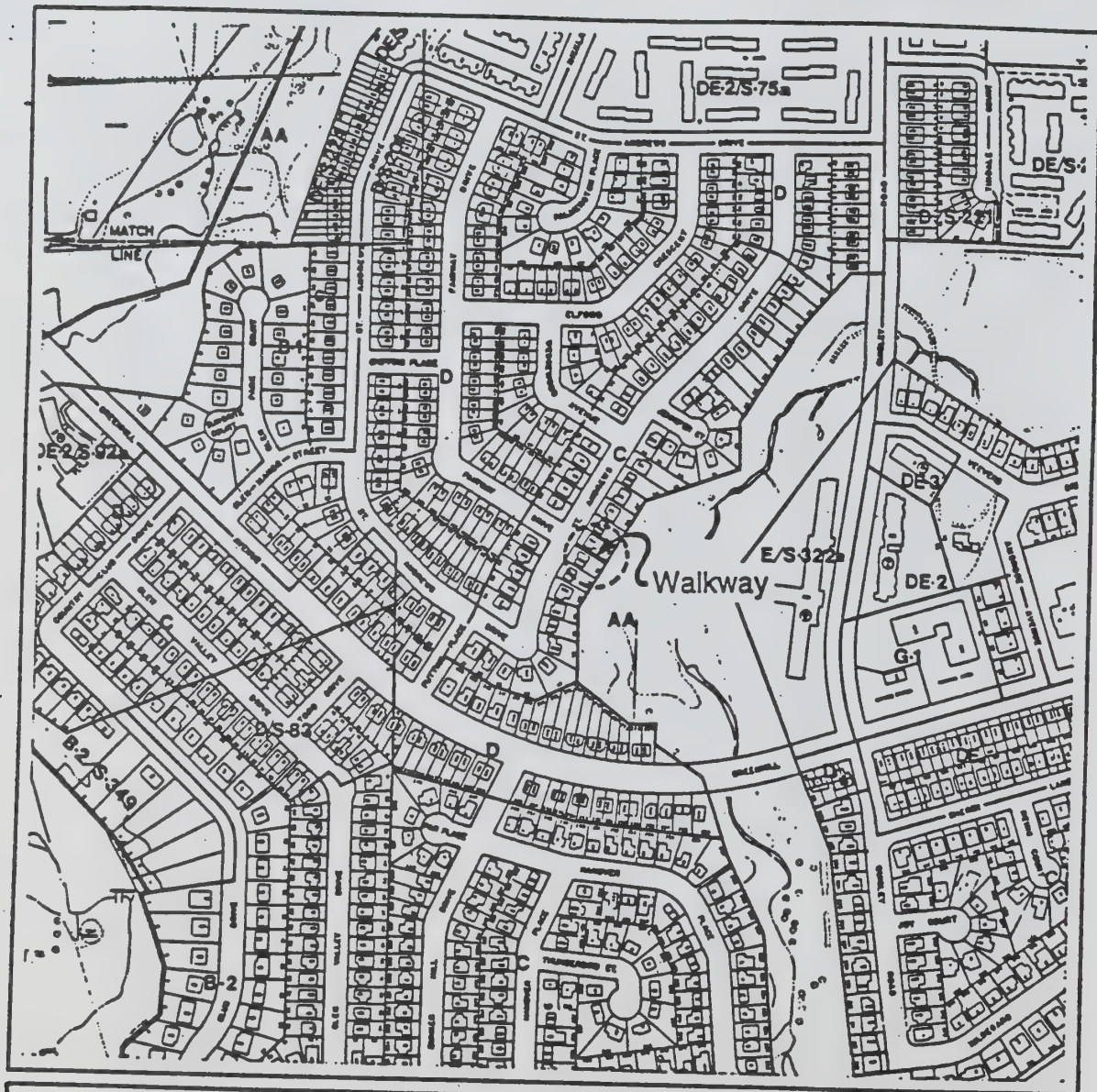
**"CR-2" (Commercial Residential) District, modified**



"DE-2" (Multiple Dwellings) District, modified

1994 August 30

Appendix "D" as referred to  
in Section 4 of the  
TWELFTH Report of the  
Planning and Development  
Committee for 1994



## VINCENT NEIGHBOURHOOD

### Legend

----- Neighbourhood Boundary  
----- Zoning Boundary

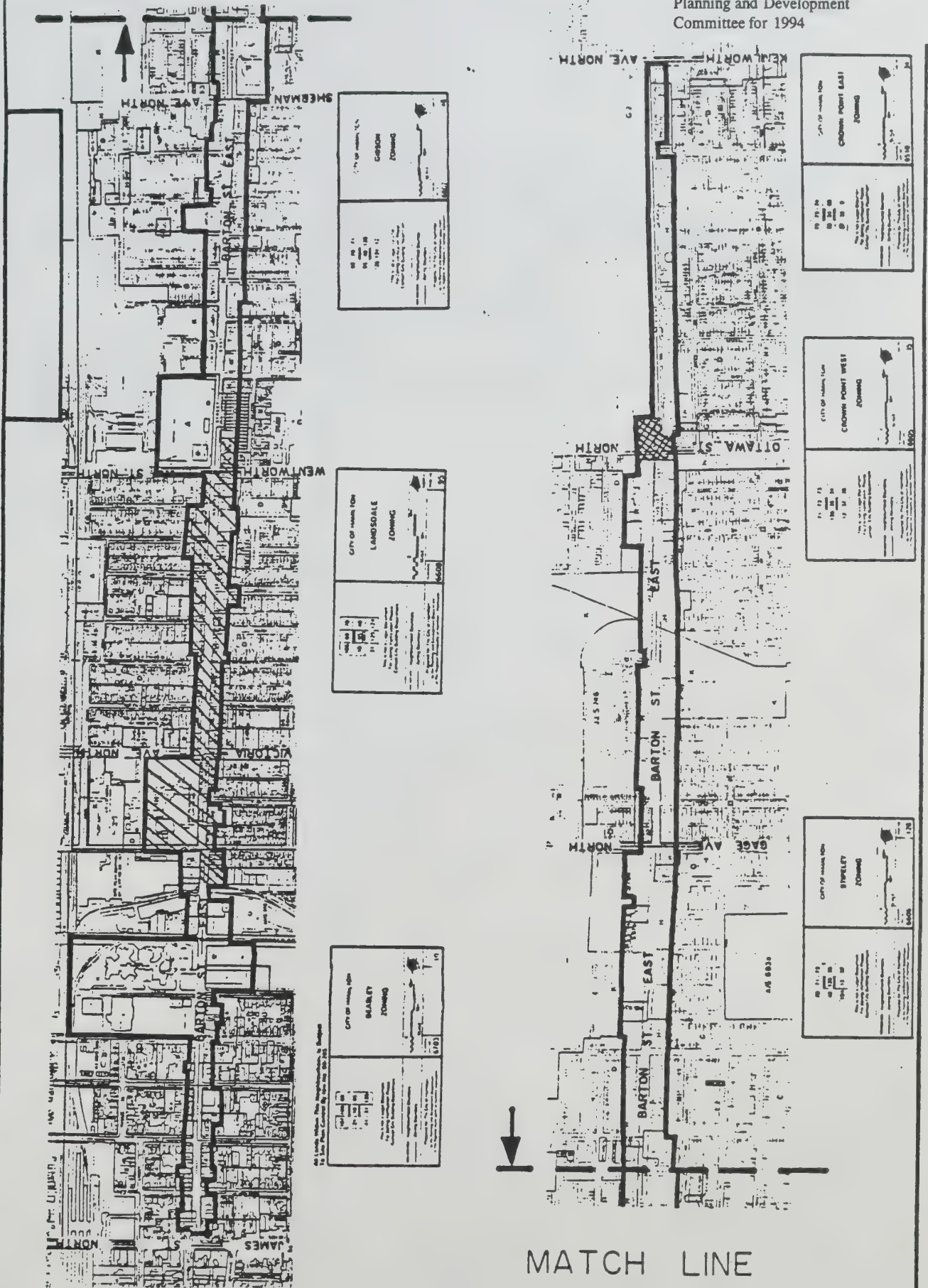


Proposed Walkway Closure

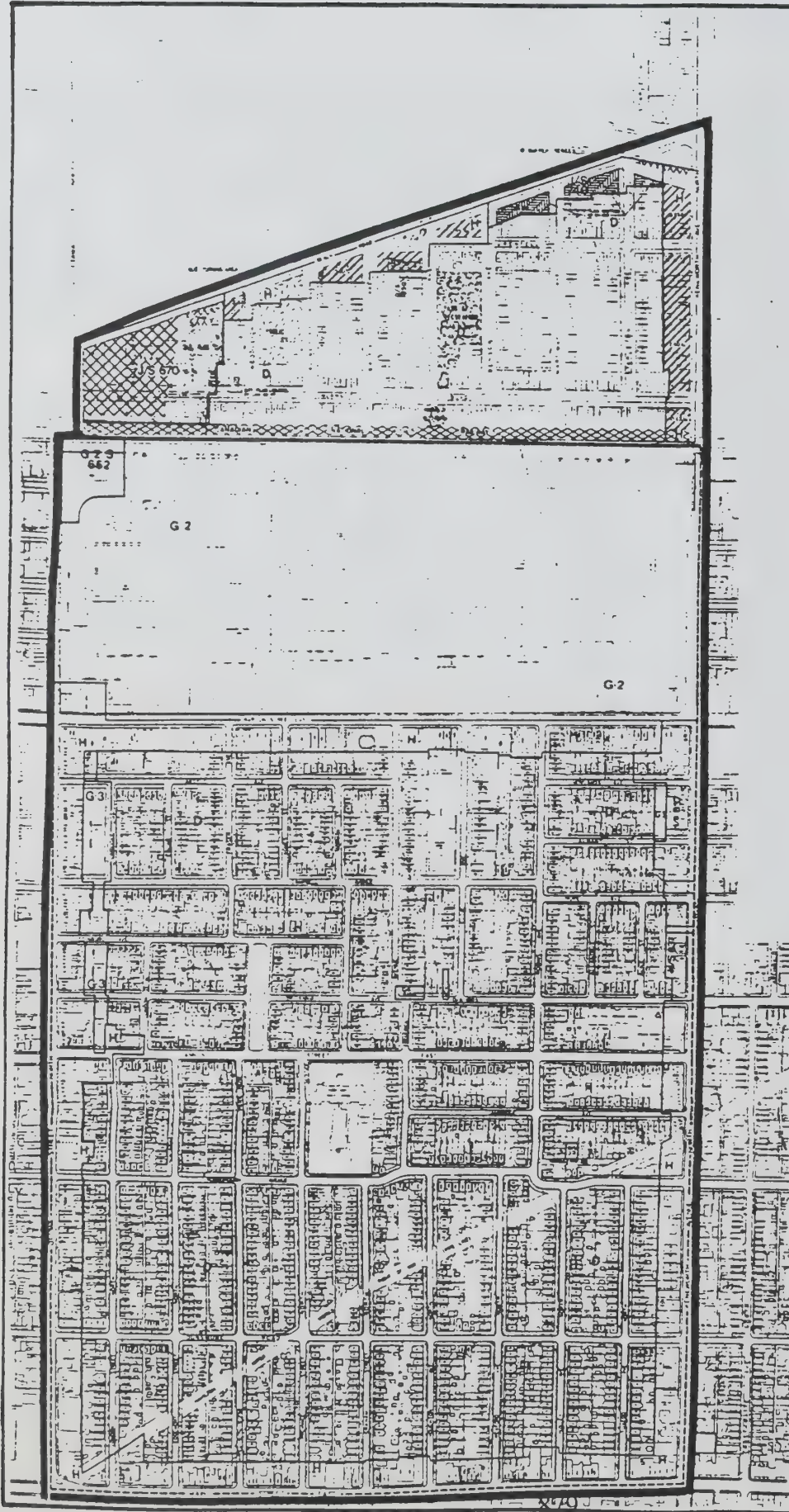


Planning and Development Department  
Hamilton-Wentworth Region





1994 August 30



**CITY OF HAMILTON**  
PLANNING DEPARTMENT

**Mc ANULTY**  
APPROVED PLAN

73

Neighbourhood Boundary

Zoning Boundary

100 m

50 m

**CITY OF HAMILTON**

**CROWN POINT EAST**  
ZONING

34

Neighbourhood Boundary

Zoning Boundary

100 m

50 m

This is not a Legal Document  
For Zoning Verification Please  
Contact City Building Department

Planning  
Dept. No.

6510

PAGE NO.

34



1994 August 30

Appendix "H" as referred to  
in Section 14 of the  
TWELFTH Report of the  
Planning and Development  
Committee for 1994

**COMMERCIAL IMPROVEMENT PROGRAM REQUESTS**

**1994**

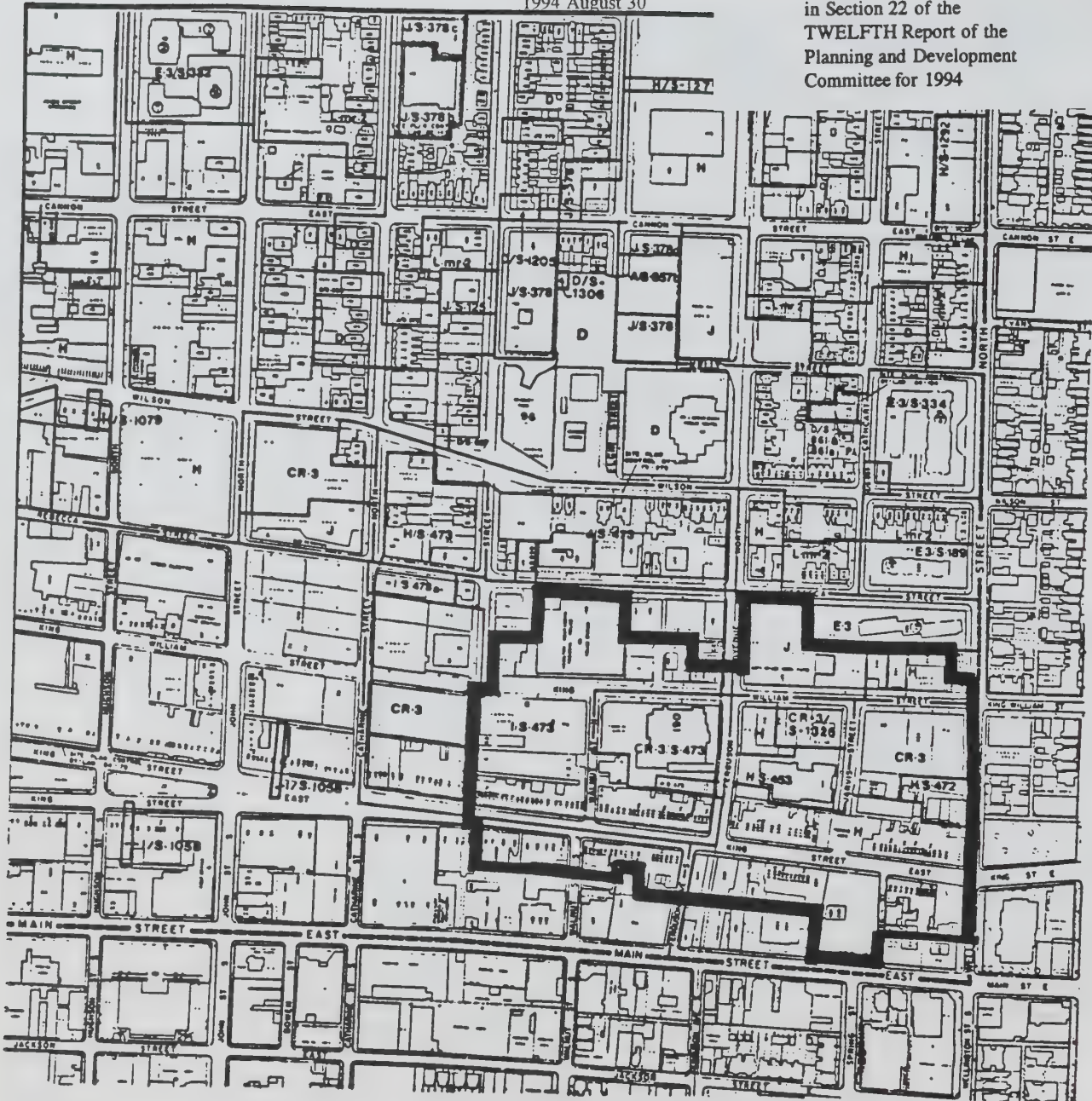
<b>B.I.A.</b>	<b>Proposed Improvements</b>	<b>Estimated Cost</b>
<b>International Village B.I.A.</b>	1) 18 sets banner arms	\$ 1,100.
	Installation	\$ 400.
	Additional supplies (strapping)	\$ 250.
	2) 10 concrete planters @ \$290. ea.	\$ 3,400.
	Initial installation plant material (\$49. per planter)	\$ 490.
	<b>TOTAL</b>	<b>\$ 5,640.</b>
<b>Main Street West Esplanade B.I.A.</b>	1) 2 illuminated directories (locations to be determined) @ \$5,500. ea. + \$1,000. installation	\$12,000.
	<b>TOTAL</b>	<b>\$12,000.</b>
<b>Concession Street B.I.A.</b>	1) Individual business signs (84) 24X18 + taxes	\$14,500.
	Installation \$30. ea.	\$2,900.
	2) 42 Cast-iron half-barrel planters to go around base of existing flower basket poles.	\$15,700.
	Installation	\$ 1,050.
	Plant material & soil installation (\$49. ea.)	\$ 2,060.
	Paving stone removal	\$ 500.
	<b>TOTAL</b>	<b>\$36,710.</b>

**TOTAL ESTIMATED COST OF C.I.P. REQUESTS**

**\$54,350.**

1994 August 30

Appendix "K" as referred to  
in Section 22 of the  
TWELFTH Report of the  
Planning and Development  
Committee for 1994



All Lands Within This Neighbourhood Is Subject  
To Site Plan Control By-law No. 90-285.

<table border="1"> <tr> <td>107</td> <td>108</td> <td>88</td> </tr> <tr> <td>21</td> <td>10</td> <td>86</td> </tr> <tr> <td>41</td> <td>31</td> <td>125</td> </tr> </table> <p>This is not a Legal Document For Zoning Verification Please Contact City Building Department.</p>	107	108	88	21	10	86	41	31	125	<p>CITY OF HAMILTON</p> <p><b>BEASLEY</b></p> <p><b>ZONING</b></p>
107	108	88								
21	10	86								
41	31	125								
<p>Neighbourhood Boundary</p> <p>Zoning Boundary</p>	<p>0 100m</p> <p>SCALE 50m</p> <p>Prepared for The City of Hamilton by the Planning and Development Department of The Regional Municipality of Hamilton Wardens</p>									
<p>PLANNING UNIT NO. 6703</p>	<p>PAGE NO. 10</p>									

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **THIRTEENTH** Report for 1994 and respectfully recommends:

1.
  - (a) That Regional Council be requested to jointly purchase with the City, a gold sponsorship package in the "Hamilton Football's 125th Anniversary Commemorative Book" being produced by North American Sports Communications at a total cost of \$5,350. (includes GST); and,
  - (b) That the City's cost of this joint sponsorship in the amount of \$2,675. be funded from the Advertising and Promotion Account Number CH56302 12001; and,
  - (c) That should the Region decide not to participate as co-sponsors, that the City purchase a silver sponsorship package in the "Hamilton Football's 125th Anniversary Commemorative Book" at a cost of \$2,675. (includes GST) with funding to be derived from the above-noted account.
2. That the recommendation approved by City Council on 1994 June 28, for the Volunteer Centre Fourth Annual Indoor Golf Tournament, 1995 March 3 be amended to 1995 February 24 and to include the use of the second floor lobby on 1995 February 23 for the City Hall staff registration and to play the course.
3.
  - (a) That approval be given to the action taken by the City Clerk in authorizing the Aboriginal Coalition on Taxation for Aboriginal Inherent Rights to use the forecourt and related equipment on Thursday, 1994 August 11 at 10:00 a.m. for a rally; and,
  - (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
4. That funds be allocated from the Reserve for Replacement of Mobile Equipment for the replacement of a Fire Department Rescue Vehicle, in the total estimated cost of \$220,000.
5. That as referred to in Section 23 of the Fourteenth Report for 1994 of the Parks and Recreation Committee, the amount of \$4,500. contribution to assist in defraying the costs of the 1994 Ontario Museum Association Annual Conference in Hamilton, 1994 October 20-23 be financed from the Hosting of Conferences with Municipal Subject Content Account CH 55307 80040.



6. That as referred to in Section 23 of the Eleventh Report for 1994 of the Transport and Environment Committee, the City's share of services in Wisemount Estates - Phase 6 for a total of \$31,883. be financed from Centre No. CH 00107 - "Reserve for Services Through Unsubdivided Lands".
7. That as referred to in Section 21 of the 14th Report for 1994 of the Parks and Recreation Committee, the increased cost of land acquisition for McAnulty Neighbourhood Park (Account Centre No. CF 628650002) in the amount of \$60,000., being revised from \$90,000. to \$150,000. due to the acquisition and demolition of 52 Holly Avenue, be financed from the Reserve for Park Lands, Account Centre No. CH 00201.
8. That as referred to in Section 17 of the Fourteenth Report for 1994 of the Parks and Recreation Committee, an Engineering/Hydraulic Study at both King's Forest and Chedoke Golf Courses to determine and recommend a strategy for minimizing use of and dependence on the municipal water supply for irrigation and snow making (Chedoke only) purposes, at an estimated cost of \$40,000., be allocated out of the 1994 Capital Contingency Account and financed from the Reserve for Capital Projects, Account Centre No. CH 00203.
9. That the City Treasurer be directed to close the following Capital Project account with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended To Date	Balance Available	Source(s) of Financing
a) 328641001	Energy Conservation Projects	\$50,000	\$49,951	\$49	RCP
b) 318741101	Budget Items Financed from Reserves	\$130,000	\$129,845	\$155	RCP
<b>TOTAL</b>				\$204	

10. (a) That purchase orders be issued for roof replacements at various locations, being the lowest tenders received, in accordance with specifications issued by Purchasing, and be financed, as follows:
- (i) Norman Pinky Lewis Recreation Centre 192 Wentworth Street North
- To Atlantic Roofers Ontario Ltd., Hamilton, in the amount of \$179,546. (including \$11,746. GST and \$7,200. contingency)  
Norman Pinky Lewis-Roof Replacement Account No. CF319441010 Lowest of eight (8) tenders
- (ii) Farmers' Market 55 York Boulevard
- To **Trio Roofing Systems Inc.**, Etobicoke, in the amount of \$113,990.31 (including \$7,457.31 GST and \$2,200. contingency)  
Farmers' Market-Roof Replacement Account No. CF319441012  
Lowest of ten (10) tenders
- (iii) Rosedale Arena 100 Greenhill Avenue
- To Whiteside Roofing & Sheet Metal Ltd., Hamilton, in the amount of \$147,880.42 (including \$9,674.42 GST and \$7,600. contingency)  
Rosedale Arena-Roof Replacement Account No. CF319441007  
Lowest of twelve (12) tenders
- (iv) Scott Park Arena 876 Cannon Street East
- To Whiteside Roofing & Sheet Metal Ltd., Hamilton, in the amount of \$142,460.87 (including \$9,319.87 GST and \$7,900. contingency)  
Scott Park Arena-Roof Replacement Account No. CF319441008  
Lowest of eleven (11) tenders
- (b) That contracts be entered into satisfactory to the City Solicitor, and
- (c) That, as this work is to be completed as soon as possible, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".
11. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1994 August 18, attached herewith and marked Appendix "A", be approved.



12. (a) That the Child Care Task Force, in its present form, be dissolved; and,  
(b) That the Task Force be replaced with a joint union/management Work and Family Advisory Committee.
13. That the Terms of Employment for School Crossing Guards and Spare School Crossing Guards, attached herewith as Appendix "B", be approved.
14. (a) That an Offer to Purchase, duly executed by Primecan Holdings Inc. (A. Weisz, President), on 1994 June 29, and scheduled to close on or before 1994 September 23, for the sale of part of Lot 13, Concession 7, in the former Township of Barton, now in the City of Hamilton, more specifically designated as Parts 1, 2, 3, 4 and 5 on Plan 62R-12639, containing an area of 782.1 square metres (8,418.7 square feet) more or less, being part of municipal address 1306 Upper Wellington Street, Hamilton, be approved and completed, and the funds derived from this sale of \$35,000. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,  
(b) That the required deposit cheque is the amount of \$3,500. be held by the City Treasurer pending Council approval; and,  
(c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
15. (a) That an Offer to Purchase, executed by International Managed Health Care Inc. (Tim Einwechter, Chief Financial Officer) on 1994 July 17 and scheduled for closing on or before 1994 September 27, for the purchase of all of Lots 4 and 5, part of Lot 6, Registered Plan 33, having a frontage along the easterly limit of Victoria Avenue North of 108.5 feet (32.958 metres) more or less, by a depth of 143.98 feet (43.887 metres) more or less, together with buildings erected thereon, bearing municipal number 290 and 296 Victoria Avenue North, be approved and completed and the funds derived from this sale of \$340,000. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,  
(b) That the required deposit cheque in the amount of \$25,000. be held by the City Treasurer pending Council approval; and,  
(c) That this Offer to Purchase Agreement be conditional upon the following terms and conditions being satisfied prior to the closing date and no later than 1994 September 13. Failing to do so, this Offer shall be null and void and the Purchaser's deposit shall be returned in full without deduction:
  - (i) The Purchaser being satisfied that the site will allow the construction of a 12,000 square foot building and associated parking; and,

- (ii) The Purchaser being satisfied that they can demolish the existing buildings; and,
- (iii) The approval of the Board of Directors of International Managed Health Care Inc. to this purchase; and,
- (iv) The Purchaser and/or its agent and consultants obtaining a soils test which is satisfactory to the Purchaser, and which shall indicate that the soil is not encumbered with debris or other non-load bearing loose-fill material; that the soil is of such quality that it is economically feasible to excavate foundations for the proposed construction by the Purchaser; that the property is free of environmentally dangerous material and that the intended use of the property by the Purchaser and any construction upon the property could proceed without risk of environmental harm or without the requirement of environmental treatment of the site; and,
- (v) The Purchaser obtaining a satisfactory report as to the environmental condition of the property including any environmental matters which might impact upon the subject property either now, or in the future as a result of or due to the environmental condition of adjoining or surrounding lands. The Vendor shall permit the purchaser and its authorized agents and consultants reasonable access to the property for the purposes of making the aforesaid physical inspections and for the purposes of making soils, ground-water, environmental and other tests, measurements or surveys in, on or below the property provided that the Purchaser shall do so at its own expense and at its own risk and shall not interfere with the operation of the Vendor at the property and shall return the property to the state in which it was before the commencement of such action. No action taken by the Purchaser herein shall constitute a trespass or a taking of possession:
- (vi)
  - (1) It is understood and agreed by the Purchaser and Vendor that the Vendor does not warrant the suitability of the land for any development use or any proposed use. The Purchaser shall deliver to the Vendor within 15 days of acceptance of this offer the results of all soil tests that have been performed by the Purchaser and are in the possession of the Purchaser with respect to the soil; and,
  - (2) The Purchaser is hereby permitted to enter the said lands at its own risk and cost in order to conduct such additional tests as may be required, provided however all test sites shall be restored to their former condition; and,

- (3) The Purchaser acknowledges that one or both of the subject buildings may have some asbestos within the structures; and,
  - (vii) The Corporation of the City of Hamilton accepts the above Offer, and subject to the transaction being closed and completed agrees to pay a commission of 5% on the 1st, \$100,000., 4% on the 2nd \$100,000. and 3% on the balance of the sale price of \$340,000. to Re/Max Advantage Realty Inc. realtor, whose agents Gord and Marsha Brandes, acted in this transaction.
- 16.
  - (a) That approval be given to replace Council approved 1994 budget reduction package number 10 (PROP 10), which required a reduction in weekly hours for all Property Department Local 772 (International Union of Operating Employees) staff from 40 hours to 37.5 hours effective 1994 August 1, with the following alternative savings package approved by Council on 1994 May 31:
    - (i) Reassignment of the three City Caretakers working at Kings Forest and Chedoke Golf Courses to vacancies produced by promotions and retirements.
    - (ii) Contracting out the caretaking responsibilities at both golf courses.
    - (iii) Reassignment of the Caretaker and Cleaner working at Sir Wilfred Laurier Pool to existing vacancies and contracting out those services previously done by City staff.
  - (b) That upon reassignment, each of the above noted five positions be declared redundant.
- 17.
  - (a) That a purchase order be issued to Paling Industries Ltd., Hamilton, Ontario, in the amount of \$75,191.23 including all applicable taxes, for the replacement of the fire package body including an enclosed crew cab, being the lowest of two proposals received; and,
  - (b) That this expenditure be financed through the Reserve for Major Repairs Centre No. 00101.
- 18. That as referred to in Section 22 of the Fourteenth Report for 1994 of the Parks and Recreation Committee, the acquisition of the St. Mark's Church site at 130 Bay Street South for public use and open space be financed from the Reserve for Park Lands (5% Land Dedication) Account Centre No. CH 00201.



19. (a) That the application by 810202 Ontario Inc. to relocate the New Airport Bingo from 1565 Upper James Street to 1119 Fennell Avenue East, be approved for the following reasons:
    - (i) The application for relocation complies with the requirements as outlined in the Provincial Criteria and Procedures for Bingo Halls.
    - (ii) The Committee was advised that, as of 1994 October 1, the current operator of the Class A Bingo Hall at 1119 Fennell Avenue East will cease operations at this location. Written notification was received by the Committee that a long term leasing agreement had been signed between the owner of the property and the applicant.
    - (iii) The bingo hall at 1565 Upper James Street is to be demolished and the location will no longer be used as a Class A Bingo Hall.
    - (iv) Approval of this relocation application will provide for the continuation of bingo at 1119 Fennell Avenue East, otherwise approximately 35 charities will be searching for a new location to conduct bingo.
    - (v) The charities affected by this application have expressed no concern respecting the change in management of the bingo hall. Their only concern was stability in the market and increased profits for all the charities.
  - (b) That, as required in the Provincial Criteria & Procedures for Bingo Halls, the City inform the applicant in writing of its decision and forward the decision to the Registrar, Gaming Control Commission, Ministry of Commercial Relations; and,
  - (c) That, subject to the Province approving this relocation application, the City Clerk provide whatever assistance possible to ensure that the charities currently operating bingos at the affected locations are not disrupted; and,
  - (d) That for the information of the members of City Council, a copy of the application and other documentation is available from the Secretary.
20. (a) That the City resolve lien claims by Varga Brothers Wrecking Limited, Peel Forming Limited, Andreas Mouskos Masonry Limited, Gillies Lumber Inc., Cipolla Services Ltd., Mississauga Mechanical Ltd., Frank Fraccaro, and Steel City Railings, by the payment to the lien claimants of holdback amounts totalling \$10,349.67; and,

- (b) That all Liens and Certificates of Action registered on the title of the City's lands at 247 Duke Street by Varga Brothers Wrecking Limited, Peel Forming Limited, Andreas Mouskos Masonry Limited, Gillies Lumber Inc., Cipolla Services Ltd., Mississauga Mechanical Ltd., Frank Fraccaro, and Steel City Railings be discharged; and,
  - (c) That all Court Actions commenced against the City by Varga Brothers Wrecking Limited, Peel Forming Limited, Andreas Mouskos Masonry Limited, Gillies Lumber Inc., Cipolla Services Ltd., Mississauga Mechanical Ltd., Frank Fraccaro, and Steel City Railings, to enforce lien claims arising out of the construction of a clubhouse at 247 Duke Street, be dismissed without costs; and,
  - (d) That the holdback amounts be paid from account CF 5200 709141006
21. (a) That the City resolve Ontario Court (General Division ) Action No. 38366/92 by the payment to the Plaintiffs, Alpino and Teresa Didiodato, of the sum of \$16,902.59 inclusive of all claims for damages, interest and costs; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 38366/92 be dismissed without costs.
22. (a) That the City accept the Plaintiffs' Offer to Settle dated 1994 August 17, and resolve Ontario Court (General Division) Action No. 9822/87, by the payment of \$10,000. inclusive of all claims for damages, interest and costs to the Plaintiffs, Muriel Millward and James McKay; and,
- (b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,
- (c) That Ontario Court (General Division) Action No. 9822/87 be dismissed without costs.
23. (a) That the Chief Administrative Officer and the Commissioner of Human Resources be authorized to post and advertise for the position of Director of Culture and Recreation; and,
- (b) That a Selection Committee be created, comprised of the Mayor, the Chairperson and Vice-Chairperson of the Finance and Administration Committee, the Chairperson and Vice-Chairperson of the Parks and Recreation Committee, pursuant to the City Policy on Recruitment and Hiring of Department Heads.



24. That leave be granted to introduce the following Bill:

D-25 A By-Law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

25. That the Statement of the Treasurer summarizing the remuneration and expenses paid to Members of City Council and other bodies for the year 1993 as referred to in Section 2 of the Third Report of the Finance and Administration Committee adopted by City Council at its meeting held 1994 February 22 be amended to reflect an increase in expenses of \$1 260.49 for Alderman T. Anderson. **CARRIED.**

**RESPECTFULLY SUBMITTED,**

**ALDERMAN T. ANDERSON, ACTING CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1994 August 25**

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. James Batchelor	I	Truck Driver (D-13)	Public Works	Replacing Mr. F. Howard - promoted, July 25/94	\$35,686.56	Aug. 01/94
Mr. Alexander Berry	I	Lead Hand/Truck Driver (D-17)	Public Works	Replacing Mr. S. Gentile - retired, June 30/94	\$37,146.72	Aug. 01/94
Mr. William Brock	I	Sanitation Worker (D-15G)	Public Works	Replacing Mr. G. Duguay - promoted, July 04/94	\$36,670.40	July 18/94
Mr. Rick Davidson	I	Traffic Checker (8-A)	Traffic	Replacing Mr. D. Smith - terminated, May 25/94	\$29,068.00 to \$31,830.76	May 25/94
Mr. Geoffrey Duguay	I	Roller Operator (D-14)	Public Works	Replacing Mr. S. Fish - retired, June 30/94	\$36,052.64	July 04/94
Mr. Mike Gawrylash	I	Lead Hand/Truck Driver (D-17)	Public works	Replacing Mr. R. Drum - retired, May 31/94	\$37,146.72	July 18/94

Prepared August 18/94

Status
Internal - I
External - E

1994 August 30

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Fred Howard	I	Catch Basin Equipment Operator (D-15)	Public Works	Replacing Mr. Vallenga - reclassified, July 25/94	\$36,416.64	July 25/94
Mr. William McKay	I	Sanitation Worker (2-Man Crew) (D-15G)	Public Works	Replacing Mr. P. Fournier - promoted, June 13/94	\$36,670.40	July 02/94
Mr. Frank Meagher	I	Oil Distributor Operator (D-15)	Public Works	Replacing Mr. P. Faustini - promoted, May 24/94	\$36,416.64	Aug. 18/94
Ms. Susan Peck	E	Auto Parts Clerk (15-F)	Public Works	Replacing Mr. W. Ball - transferred, March 21/94	\$36,385.44 to \$42,005.60	July 11/94
Mr. Shawn Riley	I	Street Sweeper/Flusher Operator (D-14)	Public Works	Replacing Mr. W. McKay - promoted, July 02/94	\$36,502.64	July 25/94
Mr. Paul Sertic	I	Signs & Markings Specialist (11-C)	Traffic	Replacing Mr. A. Amore - promoted, May 11/94	\$28,956.20 to \$31,989.88	Aug. 01/94

Prepared August 18/94

Status

Internal - I

External - E

## THE CORPORATION OF THE CITY OF HAMILTON

## APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>STATUS</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Peter Vellenga	I	Truck Driver (D-13)	Public Works	Replacing Mr. M. Gawrylash - promoted, July 18/94	\$35,686.56	July 25/94
Mr. William Young	I	Parking Control Prosecution & Co-ordinator (L-2)	Traffic	Replacing Mr. W. Dans - retired, Dec. 31/93	\$43,484.48 to \$51,205.44	Aug. 01/94

Prepared August 18/94

Status	
Internal	I
External	E

1994 August 30

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. John Bevan	Lead Hand	Public Works	Retired (Early)	28 years, 4 months	July 29/94
Mr. Edward Checkley	Signs/Markings Specialist	Traffic	Retired (Early)	38 years, 4 months	Aug. 31/94
Mr. F. Ronald Cole	Systems Analyst	Information Systems	Retired	22 years, 6 months	Aug. 31/94
Mr. Arnold Gaudet	Signs/Markings Specialist	Traffic	Retired (Early)	2 years, 11 months	June 30/94
Mr. Ken Kirkham	Labourer	Public Works	Resigned	9 years, 3 months	July 25/94
Mr. Robert Sugden	Director	Culture & Recreation	Terminated	30 years, 8 months	June 22/94

Prepared August 18/94

Glossary of Terms

Terminated - long term disability  
 - discharge  
 - downsizing  
 - redundant

Resigned - personal betterment  
 - personal reasons



1994 August 30

THE CORPORATION OF THE CITY OF HAMILTON

TERMS OF EMPLOYMENT FOR  
SCHOOL CROSSING GUARDS AND SPARE SCHOOL CROSSING GUARDS  
AS PASSED BY CITY COUNCIL ON 1994

1.0 WAGE RATE AND WORK HOURS

- 1.10 School Crossing Guards at "full" points and Spare School Crossing Guards shall be paid on a DAILY RATE based on a regular working day of 2.75 hours, as set out below:

1994 PROBATIONARY  
DAILY RATE: \$26.000

1994 DAILY RATE: \$26.700

- 1.11 School Crossing Guards at "short" points shall be paid on a DAILY RATE based on a regular working day of 1.65 hours (60% of a "full" point working day), as set out below:

1994 PROBATIONARY  
DAILY RATE: \$15.600

1994 DAILY RATE: \$16.020

- 1.12 The probationary period and rates shall apply for six (6) months, excluding July and August, commencing from the employee's start date.

- 1.20 An employee who, at the request of his/her Supervisor trains another employee, shall receive an additional \$5.00 per day for those days spent training, which shall be in addition to his/her appropriate Daily Rate.

- 1.30 School Crossing Guards and Spare School Crossing Guards are not normally scheduled to work during July and August except those assigned to work during the "SUMMER CROSSING PROGRAM". See Section 13.0 of these Terms of Employment.

- 1.40 An employee who is assigned to work more than 2.75 hours per day at a "full" point shall be paid for each day on which additional time is worked as follows:

$$\text{Daily Pay} = \frac{\text{Employee's appropriate Daily Rate} \times \text{Hours/Day}}{2.75}$$

For the purposes of this calculation, hour per day shall equal the total time worked during the four school crossing periods plus the duration of the break between the lunch time school dismissal period and the lunch time school entry period if this duration is 15 minutes or less, expressed in decimal parts of hours.

- 1.41 An employee who is assigned to a "short" point and who is assigned to work more than 1.65 hours per day during the two (2) school crossing periods shall be paid for each day on which additional time is worked as follows:

$$\text{Daily Pay} = \frac{\text{Employee's appropriate Daily Rate} \times \text{Hours/Day}}{1.65}$$

For the purpose of this calculation, hours per day shall equal the total time worked during the two (2) school crossing periods, expressed in decimal parts of hours.

- 1.50 An employee who is assigned to a "short point and who works an additional crossing period at the "short" point or a lunch time crossing period at another point, shall receive the appropriate "full" point Daily Rate for the days on which this occurs.

- 1.60 All Spare School Crossing Guards and School Crossing Guards who work on School Board designated Professional Development Days shall be paid for each Professional Development Day at their appropriate Daily Rate.

- 1.70 Spare School Crossing Guards shall receive pay for days on which they are available to work but do not work. However, notwithstanding the above, Spare School Crossing Guards shall not receive pay for days which they are unavailable for work, unless they are off on illness/injury and are drawing from their sick bank.

- 1.80 The March School Break shall be paid at the employee's appropriate Daily Rate of pay. The exceptions to the foregoing is as follows in Section 1.81

- 1.81 An employee shall not be paid for the March School Break,
- a) if he/she has been absent without good cause, as determined by the Employer, on the scheduled working day immediately preceding and/or following the March School Break; or,
  - b) if he/she has not been employed by the Employer for at least thirty (30) continuous days; or
  - c) if he/she does not earn wages on twelve (12) days of the four (4) weeks preceding the March School Break.
- 1.90 All School Crossing Guards and Spare School Crossing Guards who attend the annual training session prior to the school year shall be paid for two (2) hours based on the calculations in Sections 1.40 and 1.41.

## 2.0 STATUTORY HOLIDAYS

- 2.10 Statutory holidays shall be paid at the employee's appropriate Daily Rate in accordance with the Employment Standards Act (Ontario), as follows:

Good Friday	Thanksgiving Day
Easter Monday	Christmas Day
Victoria Day	Boxing Day
Canada Day	New Year's Day

- 2.11 An employee shall not be paid for any Statutory Holiday,
- a) if he/she has been absent without good cause as determined by the Employer, on the scheduled working day immediately preceding and/or following such holiday; or
  - b) if he/she has not been employed by the Employer for at least thirty (30) continuous days; or
  - c) if he/she does not earn wages on twelve (12) days of the four (4) weeks preceding the holiday.

### 3.0 VACATION

- 3.10 Vacation time shall not be provided. Payment for vacation shall be made at the rate of percent (as outlined below) of earnings in the preceding calendar year excluding vacation pay, to employees who have years of service (as outlined below) completed during the current vacation year.

<u>Vacation Qualification</u>	<u>Percent of Vacation Pay</u>
less than 1 year	4.0 %
1 year	5.1 %
4 years	7.7 %
9 years	10.3%

- 3.20 Vacation entitlement shall be paid out on the first pay of the year following the vacation year.

### 4.0 SICK LEAVE

- 4.10 Permanent employees shall accumulate 1.5 days sick leave credits per month up to a maximum of fifteen (15) days sick leave credit per year with the following exceptions;

Employees absent due to illness/injury exceeding a total of eight (8) working days in the month shall receive no credit for that month.

Employees working during the months of July and August shall receive no credits for those months.

- 4.20 A permanent employee who has six months or more employment is eligible to draw from his/her sick bank up to the number of days accumulated.

- 4.30 School Crossing Guards at "full" points and Spare School Crossing Guards are entitled to take up to four (4) school crossing periods off for MEDICAL appointments without loss of pay, in each calendar year.

- 4.31 School Crossing Guards at "short" points are entitled to take up to two (2) school crossing periods off for MEDICAL appointments without loss of pay, in each calendar year.



- 4.40 Any absence of less than one full day will be recorded to the nearest quarter day.
- 4.41 Any absence of one full day will be recorded as a full day absence.
- 4.42 Deductions from an employee's sick bank will be adjusted to the nearest half day.
- 4.50 Policies and Procedures relating to attendance and claiming of disability benefits as approved by City Council and amended from time to time shall be applicable to all School Crossing Guards. The documentation is included in the Employee Handbook dated April 1992.

## 5.0 SICK LEAVE GRATUITY

- 5.10 An employee who ceases employment as a School Crossing Guard or a Spare School Crossing Guard and who was employed:
- i) for not less than seven (7) years and not more than twelve (12) years is entitled to a gratuity equal to one half the number of unused days of sick leave standing to his/her credit at his/her appropriate Daily Rate of pay for the year in which employment ceases, provided that in no case shall the amount of the gratuity be more than an amount equal to his/her salary or other remuneration for the immediately preceding sixty-five (65) days excluding the months of July and August;
  - ii) for not less than twelve (12) years is entitled to a gratuity equal to one half the number of unused days of sick leave standing to his/her credit at his/her appropriate Daily Rate of pay for the year in which employment ceases, provided that in no case shall the amount of gratuity be more than an amount equal to his/her salary or other remuneration for the immediately preceding one hundred and thirty (130) days excluding the months of July and August.
- 5.20 An employee whose working day was changed between a "full" point and a "short" point shall have his/her sick leave gratuity calculated partially at the "full" point rate and partially at the "short" point rate, based on the proportion of years the employee was employed at each rate.



- 5.30 When an employee ceases to be employed as a School Crossing Guard or as a Spare School Crossing Guard but continues to be employed by the Employer in an uninterrupted fashion,
- i) the number of unused days of sick leave standing to his/her credit earned under this Terms of Employment is not transferable;
  - ii) the employee may apply for sick leave gratuity under this Terms of Employment.
- 5.40 In the event that an employee dies while in the employ of the Employer, his/her estate is entitled to receive payment of the gratuity in accordance with the provisions of the current Terms of Employment.

## 6.0 LEAVE OF ABSENCE

- 6.10 All School Crossing Guards and Spare School Crossing Guards requesting a leave of absence must comply with the City of Hamilton Policies and Procedures respecting unpaid leaves of absence. Approval of all leaves of absence will be at the discretion of the Employer and will be based on the operational needs of the Employer.
- 6.20 Employees shall be allowed up to three (3) consecutive calendar days leave of absence without loss of pay in the event of death in the immediate family. Members of the immediate family shall be defined as; a spouse, common-law-spouse, child, parent, foster or adopted parent, grandparent, grandchild, brother or sister, parent-in-law, son-in-law, daughter-in-law, brother-in-law or sister-in-law. Such leave to be taken at the time of that bereavement or at the time the employee receives notification of that bereavement. Proof of bereavement may be required by the Commissioner of Human Resources.
- 6.30 An employee who is required to serve as a juror, or as a witness in any court, shall be paid his/her regular rate of pay for his/her normally scheduled working hours of any day or part of a day that he/she is absent because of such service. Jury duty pay and witness fees less reasonable expenses incurred by the employee as a result of serving as a juror or as a witness, shall be paid to the Treasurer of the Employer on receipt thereof by such employee.

An employee may elect to use a leave of absence without pay, in order to attend to jury or court duty. In such cases, the employee will retain all fees paid to him/her by the court.

7.0 CLOTHING

- 7.10 Uniforms shall be provided by the Employer; except that all guards shall provide their own footwear acceptable to the Employer.
- 7.20 The issued uniform shall be worn as prescribed by the Employer.
- 7.30 The uniform remains the property of the Employer and must be returned upon termination or when requested. Failure by the employee to return the uniform upon termination will result in the Employer deducting the value of the uniform from his/her termination pay.

8.0 CLEANING, FOOTWEAR AND TRAVEL ALLOWANCES

- 8.10 All School Crossing Guards and Spare School Crossing Guards shall receive \$5.00 per full month worked Cleaning Allowance, up to a maximum of \$50.00 per school year; except that \$2.50 shall be deducted from said amount for each month which the employee works less than half of the scheduled working days.
- 8.20 All School Crossing Guards and Spare School Crossing Guards shall receive \$5.00 per full month worked Footwear Allowance, up to a maximum of \$50.00 per year; except that \$2.50 shall be deducted from said amount for each month which the employee works less than half of the scheduled working days.
- 8.30 All Spare School Crossing Guards shall receive \$38.00 per week; (\$7.60 per day) Travel Allowance; except that \$7.60 shall be deducted from said amount for every full day or \$2.50 per crossing period, on which he/she is not available for work.
- 8.40 Any School Crossing Guard who works temporarily at a location other than his/her regularly scheduled location, as requested by his/her Supervisor, shall receive \$2.50 per school crossing period Travel Allowance if he/she is required to use his/her own vehicle.
- 8.50 Any School Crossing Guard who travels an abnormal distance to his/her point (as determined by the Employer), shall receive \$5.00 per day worked, Travel Allowance for a "short" point or \$7.60 per day worked, Travel Allowance for a long point if he/she is required to use their own vehicle.

- 8.60 Travel Allowance as appropriate shall be paid each pay period.
- 8.70 Travel Allowance shall not be paid to any Guard working during the SUMMER CROSSING PROGRAM.

9.0 MEDICAL TESTING

- 9.10 The Employer reserves the right to require the employee to undergo medical testing to ascertain only the employee's ability to discharge his/her duties. The testing shall not be conducted in a discriminatory manner.
- 9.20 Medical testing when required by the Employer is mandatory and shall be conducted at a place chosen by the Employer and at the Employer's expense.
- 9.30 Failure to submit to medical testing will result in a suspension without pay and/or dismissal.
- 9.40 The Employer, upon receipt of notification that the employee is "medically unfit" to discharge his/her duties, will have the right to suspend the employee without pay until such time as the employee is declared to be medically fit to return to duty as determined by the agencies conducting the medical testing on behalf of the employee and upon approval of the Employer.

10.0 REPORTING RESPONSIBILITY

- 10.10 All School Crossing Guards and Spare School Crossing Guards report directly to the:

School Crossing Supervisors  
Community Traffic Services Section  
Traffic Department  
City of Hamilton

Telephone Number 546-2200

11.0 PROGRAM CHANGES

- 11.10 School crossing locations and working hours are established by resolutions of the Municipal Councils of Hamilton, Dundas, Ancaster and Flamborough and in accordance with the Policies and Procedures of the Corporation of the City of Hamilton Traffic Department. Therefore, the Employer reserves the right to reduce or increase a point between "full" and "short" hours at any location with a minimum of two (2) weeks written notice to affected employees and to eliminate or add school crossing locations.

12.0 POLICIES AND PROCEDURES

- 12.10 All School Crossing Guards and Spare School Crossing Guards must comply with the City of Hamilton Traffic Department "Policies and Procedures respecting School Crossing Guard Operational Matters". Failure to comply with said policies and procedures will result in disciplinary action up to and including termination.

13.0 SUMMER CROSSING PROGRAM

- 13.10 A School Crossing Guard or Spare School Crossing Guard working during the "SUMMER CROSSING PROGRAM" shall be paid for each working day as follows:

$$\text{Daily Pay} = \text{Employee's appropriate} \\ \frac{\text{"full" point Daily Rate}}{2.75} \times \text{hours per day}$$

- 13.20 An employee working during the "SUMMER CROSSING PROGRAM" shall not earn sick leave credits nor be able to use sick leave credits during his/her employment as a "SUMMER CROSSING GUARD".
- 13.30 Sections 4.30, 4.31, 8.10, 8.20, 8.30, 8.40, and 8.50 of this Terms of Employment are not applicable to "SUMMER CROSSING GUARDS".



14.0 DEFINITIONS

14.10 The following words are defined as used in this Terms of Employment:

School Crossing Guard - an employee hired by the Employer to fulfil the mandate of the job description of the position of School Crossing Guard. School Crossing Guards are assigned to a specific point or school crossing location.

Spare School Crossing Guard - an employee hired by the Employer to fulfil the mandate of the job description of the position of Spare School Crossing Guard. Spare School Crossing Guards are not assigned to a specific point or school crossing location on a permanent basis but must be available on all school days to "fill in" at various points or school crossing locations when required.

Employee- any individual hired as a School Crossing Guard or Spare School Crossing Guard by the Employer.

Employer - The Corporation of the City of Hamilton.

A "full" point is a location where a guard is assigned to work during the morning entry, lunch dismissal, lunch entry and evening dismissal school crossing periods.

A "short" point is a location where a guard is assigned to work during the morning entry and evening dismissal school crossing periods only.

SUMMER CROSSING PROGRAM - The use of School Crossing Guards to cross children during the non-school months of July and August.

SUMMER CROSSING GUARD - A School Crossing Guard or Spare School Crossing Guard who has volunteered and has been accepted by the Employer to work during the SUMMER CROSSING PROGRAM.

YEAR - Unless otherwise noted shall mean calendar year (Jan to Dec inclusive).

15.0 CHANGES TO THESE TERMS OF EMPLOYMENT

15.10 This document is subject to change by the Employer without notice.



## REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **NINTH** Report for 1994 and respectfully recommends:

1. (a) That the second priority list of projects if more infrastructure funding became available approved by City Council in adopting Section 1 (b) of the Third Report of the Committee of the Whole on 1994 March 10, be rescinded.
- (b) That City Council approve the projects outlined on the attached Appendix "A" for application to the Ministry of Municipal Affairs in relation to the Canada/Ontario Infrastructure Works up to a maximum of \$491,917 (\$21,185,472 less (\$20,693,555) to complete the total funding allocation for the City and the City's cost of \$163,973 be financed by the issuance of debentures.
- (c) That the City Solicitor be authorized to prepare the appropriate by-laws for those Canada/Ontario Infrastructure Works projects and the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed twenty years.
- (d) That the Mayor and City Clerk be authorized to enter into an agreement satisfactory to the City Solicitor with the Federal and Provincial governments in relation to the above Canada/Ontario Infrastructure Works Projects.
- (e) That the City Treasurer be authorized to indicate to the Ministry of Municipal Affairs by September 30, 1994 the City's interest in applying for more infrastructure projects if additional funding is available under the reallocation policy.

**RESPECTFULLY SUBMITTED**

**MAYOR R. M. MORROW  
CHAIRMAN,  
COMMITTEE OF THE WHOLE**

J.J. Schatz, Secretary  
1994 August 30

1994 August 30

**SCHEDULE 'A'**

**Canada/Ontario Infrastructure Program Works  
Additional Sidewalk Reconstruction**

<b>Project</b>	<b>Gross Cost</b>	<b>Canada/Ontario Contribution</b>	<b>Net City Cost</b>	<b>Postal Codes</b>
<b>Rifle Range Road - Main to Whitney - 214m (east side)</b>	\$ 21,400.	\$ 14,267.	\$ 7,133.	L8S 1E6 L8S 3B4
<b>Sussex Street - Leland to Emerson - 122m (partial reconstruction)</b>	\$ 12,200.	\$ 8,133.	\$ 4,067.	L8S 2E2 L8S 2E3
<b>Leland Street - Sussex to Mapes - 61m (partial reconstruction)</b>	\$ 6,100.	\$ 4,067.	\$ 2,033.	L8S 2Z9
<b>Cathcart Street - Cannon to Rebecca - 540m (both sides)</b>	\$ 54,000.	\$ 36,000.	\$ 18,000.	L8R 1M3 L8R 1M6
<b>Balmoral Ave. N. - Barton to Cannon - 880m (both sides)</b>	\$ 88,000.	\$ 58,666.	\$ 29,334.	L8L 7S3 L8L 7S4
<b>Airdrie Ave. - Melvin to Britannia - 320m (both sides)</b>	\$ 32,000.	\$ 21,333.	\$ 10,667.	L8H 6E9 L8H 6G1
<b>London St. S. - King to Lawrence - 319m (east side)</b>	\$ 31,900.	\$ 21,267.	\$ 10,633.	L8K 2G8 L8K 2H1
<b>Marcella Cres. - Summercrest to Summercrest - 310m - 141 to 187 and 142 to 186</b>	\$ 31,000.	\$ 20,667.	\$ 10,333.	L8K 6G2 L8K 6G3
<b>Albright Rd. - Harrisford to West end - 187m (both sides-partial reconst.)</b>	\$ 18,700.	\$ 12,467.	\$ 6,233.	L8K 5J4 L8K 6N3
<b>Parkdale Ave. S. - Lawrence to South end - 113m (partial reconst. - east side)</b>	\$ 11,300.	\$ 7,533.	\$ 3,767.	L8K 3R1 L8K 3R4

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Project	Gross Cost	Canada/Ontario Contribution	Net City Cost	Postal Codes
<b>Beaconsfield Dr. - Upper Ottawa to Currie - 608m (both sides)</b>	\$ 60,800.	\$ 40,533.	\$ 20,267.	L8T 2W7 L8T 2X1
<b>Bluebird Ave. - Bobolink to Meadowlark - 59m (both sides-partial reconst.)</b>	\$ 5,900.	\$ 3,933.	\$ 1,967.	L9A 3W4 L9A 3W6
<b>Jasmine Rd. - Deerborn to Upper Sherman - 145m (north side-partial reconst.)</b>	\$ 14,500.	\$ 9,667.	\$ 4,833.	L8V 2M8 L8V 2N1
<b>Folkstone Ave. - Berko to Lawson - 85m (partial reconst.)</b>	\$ 8,500.	\$ 5,667.	\$ 2,833.	L8V 4M9 L8V 4N3
<b>Fielding Cr. - 172m (partial reconst.)</b>	\$ 17,200.	\$ 11,467.	\$ 5,733.	L8V 2P3 L8V 2P5
<b>Coral Dr. - 184m (partial reconst.)</b>	\$ 18,417.	\$ 12,279.	\$ 6,138.	L8V 2N4 L8V 2N6
<b>West 2nd St. - Richwill to McElroy - 250m (partial reconst.)</b>	\$ 25,000.	\$ 16,666.	\$ 8,334.	L9C 3G4 L9C 3H3
<b>West 3rd St. - Richwill to McElroy - 250m (partial reconst.)</b>	\$ 25,000.	\$ 16,666.	\$ 8,334.	L9C 3K2 L9C 3K5
<b>Fonthill Walkway - 100m</b>	\$10,000.	\$6,666.	\$3,334.	L9C 5P6 L9C 6A1
<b>TOTALS:</b> 4,919 m	\$491,917.	\$327,944.	\$163,973	



1994 August 30

## REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FIFTH** Report for 1994 and respectfully recommends:

1. That the Tow Truck Driver Licence application of Colin L. Marcotte, 576 Burlington Street East, Hamilton, be denied.

Confidential background information provided to members of City Council under separate cover.

**RESPECTFULLY SUBMITTED**

**ALDERMAN T. COOKE  
CHAIRPERSON  
LICENSING COMMITTEE**

Dean Barrow  
Acting Secretary

1994 August 23

1994 August 30

## **REPORT OF THE SPECIAL COMMITTEE TO ADMINISTER THE HAMILTON-SCOURGE PROJECT**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Special Committee to Administer the Hamilton-Scourge Project presents its **SECOND** Report for 1994 and respectfully recommends:

1. That approval be given to the Hamilton-Scourge Project Conservator, Mr. Azaad Nasser, to attend the International Conference on Marine Archeology to be held in Bulgaria from September 18 - 25, 1994.

Funds for the City of Hamilton costs are approved in the Hamilton-Scourge travelling Account No. CH 55201-73001 in the amount of \$1,550.

Respectfully submitted,

T. Agnello, Acting Secretary  
August 30, 1994

ALDERMAN W. M. McCULLOCH,  
CHAIRPERSON





**ACCO USA**

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